

103<sup>D</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 4385

To amend title 23, United States Code, to designate the National Highway System, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

MAY 11, 1994

Mr. RAHALL (for himself, Mr. MINETA, Mr. SHUSTER, and Mr. PETRI) introduced the following bill; which was referred to the Committee on Public Works and Transportation

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## A BILL

To amend title 23, United States Code, to designate the National Highway System, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

### 3 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

4 (a) SHORT TITLE.—This Act may be cited as the  
5 “National Highway System Designation Act of 1994”.

6 (b) TABLE OF CONTENTS.—

Sec. 1. Short title; table of contents.

Sec. 2. Secretary defined.

### TITLE I—NATIONAL HIGHWAY SYSTEM DESIGNATION AND OTHER PROVISIONS

Sec. 101. National Highway System designation.

Sec. 102. Congestion mitigation and air quality improvement program.

Sec. 103. Quality improvement.

- Sec. 104. Contracting for engineering and design services.
- Sec. 105. Highway safety promotion program.
- Sec. 106. Project eligibility.
- Sec. 107. Wisconsin substitute project.
- Sec. 108. Use of recycled paving material.
- Sec. 109. Work zone safety.
- Sec. 110. Corrected projects.
- Sec. 111. Rescissions.
- Sec. 112. Additional projects.
- Sec. 113. Study of radio and microwave technology for commercial and other motor vehicles.
- Sec. 114. Foothill/Eastern Transportation Corridor Agency.
- Sec. 115. Railway-highway crossings project.
- Sec. 116. New River Parkway, West Virginia.
- Sec. 117. National recreational trails.
- Sec. 118. Designation of Coal Heritage Trail.
- Sec. 119. Limitations on funding of operating assistance.
- Sec. 120. Intercity bus transportation.
- Sec. 121. Repeals of existing projects.
- Sec. 122. Miscellaneous transit projects.
- Sec. 123. Multiyear contract for metro rail project.

## TITLE II—TECHNICAL CORRECTIONS TO ISTEA AND RELATED LAWS

- Sec. 201. Definitions.
- Sec. 202. References to Dwight D. Eisenhower System of Interstate and Defense Highways.
- Sec. 203. Federal-Aid Systems.
- Sec. 204. Apportionment.
- Sec. 205. Programs of projects.
- Sec. 206. Advance acquisition of rights-of-way.
- Sec. 207. Standards.
- Sec. 208. Letting of contracts.
- Sec. 209. Prevailing rate of wage.
- Sec. 210. Construction.
- Sec. 211. Advance construction.
- Sec. 212. Maintenance.
- Sec. 213. Certification acceptance.
- Sec. 214. Availability of funds.
- Sec. 215. Federal share.
- Sec. 216. Payment to States for construction.
- Sec. 217. Relocation of utility facilities.
- Sec. 218. Advances to States.
- Sec. 219. Emergency relief.
- Sec. 220. Applicability of axle weight limitations.
- Sec. 221. Toll roads.
- Sec. 222. Rail-highway crossings.
- Sec. 223. Surface transportation program.
- Sec. 224. Metropolitan planning.
- Sec. 225. Statewide planning.
- Sec. 226. Control of junkyards.
- Sec. 227. Nondiscrimination.
- Sec. 228. Enforcement of requirements.
- Sec. 229. Availability of rights-of-way.

- Sec. 230. Highway bridge program.
- Sec. 231. Great River Road.
- Sec. 232. Hazard elimination program.
- Sec. 233. Use of safety belts and motorcycle helmets.
- Sec. 234. National maximum speed limit.
- Sec. 235. Minimum allocation.
- Sec. 236. National minimum drinking age.
- Sec. 237. Revocation of drivers' licenses of individuals convicted of drug offenses.
- Sec. 238. Reimbursement for segments of Interstate System constructed without Federal assistance.
- Sec. 239. Federal lands highway program.
- Sec. 240. Bicycle transportation and pedestrian walkway.
- Sec. 241. State Highway Department.
- Sec. 242. Management systems.
- Sec. 243. State planning and research.
- Sec. 244. Appropriation for highway purposes of Federal lands.
- Sec. 245. International highway transportation outreach program.
- Sec. 246. Highway safety programs.
- Sec. 247. National Highway Safety Advisory Committee.
- Sec. 248. Alcohol-impaired driving countermeasures.
- Sec. 249. Public transit facilities.
- Sec. 250. High cost bridge project.
- Sec. 251. Congestion relief project.
- Sec. 252. High priority corridors on National Highway System.
- Sec. 253. High priority corridor project.
- Sec. 254. Rural access projects.
- Sec. 255. Urban access and mobility projects.
- Sec. 256. Innovative projects.
- Sec. 257. Intermodal projects.
- Sec. 258. Miscellaneous Intermodal Surface Transportation Efficiency Act amendments.
- Sec. 259. Disadvantaged business enterprise program.
- Sec. 260. Amendments to Surface Transportation and Uniform Relocation Assistance Act of 1987.
- Sec. 261. Freeway service patrols.
- Sec. 262. Pan American Highway.
- Sec. 263. Section 3 program amendments.
- Sec. 264. Metropolitan planning.
- Sec. 265. Formula grant program.
- Sec. 266. Mass transit account block grants.
- Sec. 267. Grants for research and training.
- Sec. 268. General provisions.
- Sec. 269. Period of availability and reapportionment of section 16 funds.
- Sec. 270. Rural transit program.
- Sec. 271. Nondiscrimination.
- Sec. 272. Authorizations.
- Sec. 273. Project management oversight.
- Sec. 274. Planning and research program.
- Sec. 275. Needs survey and transferability study.
- Sec. 276. State responsibility for rail fixed guideway system.
- Sec. 277. National Transit Institute.
- Sec. 278. Increased Federal share.
- Sec. 279. Performance reports on mass transit systems.
- Sec. 280. Cross reference to Federal Transit Act.

- Sec. 281. Participation in International Registration Plan and International Fuel Tax Agreement.
- Sec. 282. Intelligent vehicle-highway systems.
- Sec. 283. Title 49, United States Code, amendments.
- Sec. 284. Surface Transportation Assistance Act of 1982 amendments.
- Sec. 285. Commercial Motor Vehicle Safety Act of 1986 amendments.
- Sec. 286. Cleveland Harbor, Ohio.
- Sec. 287. Other Intermodal Surface Transportation Efficiency Act technical amendments.

1 **SEC. 2. SECRETARY DEFINED.**

2 In this Act, the term “Secretary” means the Sec-  
3 retary of Transportation.

4 **TITLE I—NATIONAL HIGHWAY**  
5 **SYSTEM DESIGNATION AND**  
6 **OTHER PROVISIONS**

7 **SEC. 101. NATIONAL HIGHWAY SYSTEM DESIGNATION.**

8 (a) DESIGNATION; MODIFICATIONS.—Section 103 of  
9 title 23, United States Code, is amended by inserting after  
10 subsection (b) the following:

11 “(c) INITIAL DESIGNATION OF NHS.—The National  
12 Highway System as submitted by the Secretary of Trans-  
13 portation on the map entitled ‘Official Submission, Na-  
14 tional Highway System, Federal Highway Administra-  
15 tion’, and dated May 10, 1994, is hereby designated within  
16 the United States, including the District of Columbia and  
17 the Commonwealth of Puerto Rico.

18 “(d) MODIFICATIONS TO THE NHS.—

19 “(1) PROPOSED MODIFICATIONS.—The Sec-  
20 retary may submit for approval to the Committee on  
21 Environment and Public Works of the Senate and

1 the Committee on Public Works and Transportation  
2 of the House of Representatives proposed modifica-  
3 tions to the National Highway System. The Sec-  
4 retary may only propose a modification under this  
5 subsection if the Secretary determines that such  
6 modification meets the criteria and requirements of  
7 subsection (b). Proposed modifications may include  
8 new segments and deletion of existing segments of  
9 the National Highway System.

10 “(2) APPROVAL OF CONGRESS REQUIRED.—A  
11 modification to the National Highway System may  
12 only take effect if a law has been enacted approving  
13 such modification.

14 “(3) REQUIRED SUBMISSION.—Not later than 2  
15 years after the date of the enactment of the Na-  
16 tional Highway System Designation Act of 1994, the  
17 Secretary shall submit under paragraph (1) pro-  
18 posed modifications to the National Highway Sys-  
19 tem. Such modifications shall include a list and de-  
20 scription of additions to the National Highway Sys-  
21 tem consisting of—

22 “(A) connections to major ports, airports,  
23 international border crossings, public transpor-  
24 tation and transit facilities, interstate bus ter-

1 minals, rail and other intermodal transportation  
2 facilities; and

3 “(B) any Congressional High Priority Cor-  
4 ridor established by section 1105 of the Inter-  
5 modal Surface Transportation Efficiency Act of  
6 1991 (105 Stat. 2031) which was not identified  
7 on the National Highway System designated by  
8 subsection (c), subject to the completion of fea-  
9 sibility studies.”.

10 (b) PROPOSED NTS.—Not later than 2 years after  
11 the date of the enactment of this Act, the Secretary shall  
12 submit to Congress a proposal for a comprehensive Na-  
13 tional Transportation System using the National Highway  
14 System as the backbone for establishing the National  
15 Transportation System.

16 **SEC. 102. CONGESTION MITIGATION AND AIR QUALITY IM-**  
17 **PROVEMENT PROGRAM.**

18 (a) APPORTIONMENT FORMULA.—Section 104(b)(2)  
19 of title 23, United States Code, is amended—

20 (1) by inserting “in fiscal year 1994” after  
21 “State” each place it appears;

22 (2) by inserting “in fiscal year 1994” after  
23 “States” the first place it appears;

24 (3) in subparagraph (A) by inserting “in fiscal  
25 year 1994” after “Act”;

1 (4) in subparagraph (B) by inserting “in fiscal  
2 year 1994” after “subpart”;

3 (5) in subparagraph (C) by inserting “in fiscal  
4 year 1994” after “subpart”;

5 (6) in subparagraph (D) by inserting “in fiscal  
6 year 1994” after “subpart”;

7 (7) in subparagraph (E) by inserting “in fiscal  
8 year 1994” after “subpart”;

9 (8) by inserting “in fiscal year 1994” after  
10 “carbon monoxide”; and

11 (9) by inserting “in fiscal year 1994” after  
12 “relative populations”.

13 (b) ELIGIBLE PROJECTS.—Section 149(b) of such  
14 title is amended by inserting before “of a national ambi-  
15 ent” each place it appears “or maintenance”.

16 (c) STATES WITHOUT A NONATTAINMENT AREA.—  
17 Section 149(c) of such title is amended by inserting “in  
18 fiscal year 1994” after “Act”.

19 **SEC. 103. QUALITY IMPROVEMENT.**

20 (a) LIFE-CYCLE COST ANALYSIS.—Section 106 of  
21 title 23, United States Code, is amended by adding at the  
22 end the following:

23 “(e) LIFE-CYCLE COST ANALYSIS.—

24 “(1) ESTABLISHMENT.—The Secretary shall es-  
25 tablish a program to require States to conduct an

1 analysis of the life-cycle costs of all projects on the  
2 National Highway System.

3 “(2) ANALYSIS OF LIFE-CYCLE COSTS DE-  
4 FINED.—In this subsection, the term ‘analysis of  
5 life-cycle costs’ means a process for evaluating the  
6 total economic worth of one or more projects by ana-  
7 lyzing both initial costs as well as discounted future  
8 costs, such as maintenance, reconstruction, rehabili-  
9 tation, restoring, and resurfacing costs, over the life  
10 of the project or projects.”.

11 (b) VALUE ENGINEERING.—Section 106 of such title  
12 is amended by adding at the end the following:

13 “(e) VALUE ENGINEERING FOR NHS.—

14 “(1) REQUIREMENT.—The Secretary shall es-  
15 tablish a program to require States to carry out a  
16 value engineering analysis for all projects on the Na-  
17 tional Highway System.

18 “(2) VALUE ENGINEERING DEFINED.—For pur-  
19 poses of this subsection, the term ‘value engineering  
20 analysis’ means a systematic process of review and  
21 analysis of a project or activity during its design  
22 phase by a multidisciplined team of persons not  
23 originally involved in the project or activity in order  
24 to provide suggestions for reducing the total cost of  
25 the project or activity and providing a project or ac-



1       tivity of equal or better quality. Such suggestions  
2       may include a combination or elimination of ineffi-  
3       cient or expensive parts of the original proposed de-  
4       sign for the project or activity and total redesign of  
5       the proposed project or activity using different tech-  
6       nologies, materials, or methods so as to accomplish  
7       the original purpose of the project or activity.”.

8       (c) WARRANTIES.—Section 112 of such title is  
9       amended—

10           (1) by redesignating subsection (f) as sub-  
11       section (g); and

12           (2) by inserting after subsection (e) the follow-  
13       ing:

14       “(f) WARRANTIES.—Each contract relating to con-  
15       struction of a Federal-aid highway entered into after the  
16       date of the enactment of this subsection shall contain a  
17       provision that requires the contractor to guarantee and  
18       warrant that the contractor will perform the contractor’s  
19       obligations under the contract in accordance with require-  
20       ments for Federal-aid highway projects under applicable  
21       contract law.”.

1 **SEC. 104. CONTRACTING FOR ENGINEERING AND DESIGN**  
2 **SERVICES.**

3 (a) PERMANENT PROGRAM.—Section 112(b)(2) of  
4 title 23, United States Code, is amended by adding at the  
5 end the following new subparagraphs:

6 “(C) PERFORMANCE AND AUDITS.—Any  
7 contract or subcontract awarded in accordance  
8 with subparagraph (A), whether funded in  
9 whole or in part with Federal-aid highway  
10 funds, shall be performed and audited in com-  
11 pliance with cost principles contained in the  
12 Federal acquisition regulations of part 31 of  
13 title 48 of the Code of Federal Regulations.

14 “(D) INDIRECT COST RATES.—Instead of  
15 performing its own audits, a recipient of funds  
16 under a contract or subcontract awarded in ac-  
17 cordance with subparagraph (A) shall accept in-  
18 direct cost rates established in accordance with  
19 the Federal acquisition regulations for 1-year  
20 applicable accounting periods by a cognizant  
21 government agency or independent certified  
22 public accountant if such rates are not cur-  
23 rently under dispute. Once a firm’s indirect cost  
24 rates are accepted, the recipient of such funds  
25 shall apply such rates for the purposes of con-  
26 tract estimation, negotiation, administration,

1 reporting, and contract payment and shall not  
2 be limited by administrative or de facto ceilings  
3 in accordance with section 15.901(c) of such  
4 title 48. A recipient of such funds requesting or  
5 using the cost and rate data described in this  
6 subparagraph shall notify any affected firm be-  
7 fore such request or use. Such data shall be  
8 confidential and shall not be accessible or pro-  
9 vided, in whole or in part, to any other firm or  
10 to any government agency which is not part of  
11 the group of agencies sharing cost data under  
12 this subparagraph, except by written permission  
13 of the audited firm. If prohibited by law, such  
14 cost and rate data shall not be disclosed under  
15 any circumstances.

16 “(E) STATE OPTION.—Subparagraphs (C)  
17 and (D) shall take effect 2 years after the date  
18 of the enactment of this subparagraph with re-  
19 spect to all States; except that if a State, dur-  
20 ing such 2-year period, adopts by statute an al-  
21 ternative process intended to promote engineer-  
22 ing and design quality and ensure maximum  
23 competition by professional companies of all  
24 sizes providing engineering and design services,

1           such subparagraphs shall not apply with respect  
2           to such State.”.

3           (b) REPEAL OF PILOT PROGRAM.—Section 1092 of  
4 the Intermodal Surface Transportation Efficiency Act of  
5 1991 (23 U.S.C. 112 note; 105 Stat. 2024) is repealed.

6 **SEC. 105. HIGHWAY SAFETY PROMOTION PROGRAM.**

7           (a) IN GENERAL.—Chapter 3 of title 23, United  
8 States Code, is amended by inserting after section 312 the  
9 following new section:

10 **“§ 313. Highway safety promotion program**

11           “(a) ESTABLISHMENT.—The Secretary shall carry  
12 out education, research, development, and technology  
13 transfer activities to promote the safe operation and main-  
14 tenance of commercial motor vehicles in interstate com-  
15 merce.

16           “(b) GRANTS.—To carry out the purposes of this sec-  
17 tion, the Secretary shall make grants to, and enter into  
18 cooperative agreements with—

19                   “(1) a not-for-profit membership organization  
20 that has been engaged exclusively in truck-related  
21 research and education since 1985; and

22                   “(2) not-for-profit organizations engaged in  
23 commercial motor vehicle safety research.

1       “(c) FEDERAL SHARE.—The Federal share of the  
2 costs of activities carried out under this section shall be  
3 100 percent.

4       “(d) FUNDING.—Out of administrative funds de-  
5 ducted under section 104(a) of this title for each of fiscal  
6 years 1995 through 1997, the Secretary shall make avail-  
7 able—

8               “(1) for making grants and entering into coop-  
9 erative agreements under subsection (b)(1)  
10 \$1,000,000; and

11              “(2) for making grants and entering into coop-  
12 erative agreements under subsection (b)(2)  
13 \$500,000.

14 Such funds shall remain available until expended.

15       “(e) CONTRACT AUTHORITY.—Notwithstanding any  
16 other provision of law, approval by the Secretary of a  
17 grant under this section shall be deemed a contractual ob-  
18 ligation of the United States for payment of the Federal  
19 share of the grant.

20       “(f) ANNUAL REPORT.—Annually, beginning on Jan-  
21 uary 1, 1996, the Secretary shall transmit to Congress  
22 a report which provides information on the progress and  
23 activities of the programs conducted under this section.”.

1 (b) CONFORMING AMENDMENT.—The analysis for  
2 chapter 3 of such title is amended by inserting after the  
3 item relating to section 312 the following:

“313. Highway safety promotion program.”.

4 **SEC. 106. PROJECT ELIGIBILITY.**

5 Section 108(b) of the Federal-Aid Highway Act of  
6 1956 (23 U.S.C. 101 note) is amended—

7 (1) by striking “(1)” before “such cost may be  
8 further”; and

9 (2) by striking “, and (2) the amount of such  
10 costs shall not include the portion of the project be-  
11 tween High Street and Causeway Street”.

12 **SEC. 107. WISCONSIN SUBSTITUTE PROJECT.**

13 (a) FEDERAL ASSISTANCE.—Subsection (b) of sec-  
14 tion 1045 of the Intermodal Surface Transportation Effi-  
15 ciency Act of 1991 (105 Stat. 1994) is amended to read  
16 as follows:

17 “(b) ELIGIBILITY FOR FEDERAL ASSISTANCE.—

18 “(1) GENERAL RULE.—Upon approval of any  
19 substitute project or projects under subsection (a)—

20 “(A) the costs of construction of the eligi-  
21 ble transitway project for which such project or  
22 projects are substituted shall not be eligible for  
23 funds authorized under section 108(b) of the  
24 Federal-Aid Highway Act of 1956; and

1           “(B) a sum equal to the amount that  
2           would have been apportioned to the State of  
3           Wisconsin on October 1, 1994, under section  
4           104(b)(5)(A) of title 23, United States Code, if  
5           the Secretary had not approved such project or  
6           projects shall be available to the Secretary from  
7           the Highway Trust Fund to incur obligations  
8           for the Federal share of the costs of such sub-  
9           stitute project or projects.

10          “(2) AVAILABILITY.—Amounts made available  
11          under paragraph (1)(B) shall be available for obliga-  
12          tion on and after October 1, 1994. Amounts made  
13          available under paragraph (1)(B) shall remain avail-  
14          able until expended and shall be subject to any limi-  
15          tation on obligations for Federal-aid highways estab-  
16          lished by law.

17          “(3) APPLICABILITY OF TITLE 23 U.S.C.—  
18          Amounts made available under paragraph (1)(B)  
19          shall be available for obligation in the same manner  
20          as if such funds were apportioned under chapter 1  
21          of title 23, United States Code; except that the Fed-  
22          eral share of the cost of any project carried out with  
23          such funds shall be determined in accordance with  
24          section 103(e)(4)(D) of such title.”.

25          (b) CONFORMING AMENDMENTS.—

1           (1) SUBSECTION (c).—The second sentence of  
2           subsection (c) of section 1045 of such Act is amend-  
3           ed by striking “the authority of section 103(e)(4) of  
4           title 23, United States Code,” and inserting “section  
5           21(a)(2) of the Federal Transit Act”.

6           (2) SUBSECTION (d)(1).—Subsection (d)(1) of  
7           section 1045 of such Act is amended by striking  
8           “project for” and all that follows through the period  
9           at the end thereof and inserting “transit project.”.

10          (3) SUBSECTION (d).—Subsection (d) of section  
11          1045 of such Act is amended by striking paragraph  
12          (3) and by redesignating paragraph (4) as para-  
13          graph (3).

14          (c) REDUCTION OF INTERSTATE CONSTRUCTION AU-  
15          THORIZATION.—Section 108(b) of the Federal-Aid High-  
16          way Act of 1956 is amended by striking “\$1,800,000,000  
17          for the fiscal year ending September 30, 1996” and insert-  
18          ing “\$1,800,000,000, reduced by the amount made avail-  
19          able under section 1045(b)(1)(B) of the Intermodal Sur-  
20          face Transportation Efficiency Act of 1991, for the fiscal  
21          year ending September 30, 1996”.

22       **SEC. 108. USE OF RECYCLED PAVING MATERIAL.**

23          (a) DOT GUIDANCE.—Section 1038(c)(1) of the  
24          Intermodal Surface Transportation Efficiency Act of 1991  
25          (23 U.S.C. 109 note) is amended by striking “an interest



1 in the use of such asphalt” and inserting the following:  
2 “concern in fulfilling the minimum utilization require-  
3 ments of subsection (d)(1). Such technology transfer ac-  
4 tivities and training programs shall be initiated without  
5 delay and shall include all eligible uses of recycled rubber,  
6 alternative applications, and other materials and shall  
7 focus on achieving the best performance results for all eli-  
8 gible uses. Not later than 90 days after the date of the  
9 enactment of this sentence, the Secretary shall transmit  
10 to Congress a report detailing the plans to implement this  
11 subsection.”.

12 (b) STATE CERTIFICATION.—Section 1038(d)(1) of  
13 such Act is amended—

14 (1) by striking “established by this section.”  
15 and inserting “, other materials, and alternative ap-  
16 plications established by this section. Each State  
17 shall also annually certify its progress in its waste  
18 tire abatement program under paragraph (7).”;

19 (2) by striking “1995” the first place it appears  
20 and inserting “1996”;

21 (3) in subparagraph (A) by striking “1994”  
22 and inserting “1995”;

23 (4) in subparagraph (B) by striking “1995”  
24 and inserting “1996”;

1           (5) in subparagraph (B) by inserting “and”  
2       after the semicolon at the end;

3           (6) in subparagraph (C), by striking “1996;  
4       and” and inserting “1997.”; and

5           (7) by striking subparagraph (D).

6       (c) OTHER MATERIALS.—Section 1038(d)(2) of such  
7       Act is amended by inserting before the period at the end  
8       the following: “; except that, of that amount, no more than  
9       1/2 may be met with the use of asphalt containing re-  
10      claimed asphalt in fiscal years 1996 and 1997”.

11      (d) PENALTY.—Section 1038(d)(4) of such Act is  
12      amended—

13           (1) by inserting before “The” the following:  
14       “(A) WITHHOLDING.—”;

15           (2) by indenting subparagraph (A), as des-  
16       ignated by paragraph (1) of this subsection, and  
17       moving such paragraph 2 ems to the right;

18           (3) by inserting before “utilization require-  
19       ment” the following: “by which such State does not  
20       satisfy the”; and

21           (4) by adding at the end the following:

22           “(B) ESCROW ACCOUNT.—Apportionments  
23       withheld from a State by the Secretary under  
24       this subsection shall be placed in escrow for 2  
25       years pending satisfaction of the minimum utili-

1           zation requirement of paragraph (1) and pend-  
2           ing satisfaction of the requirement for which  
3           the apportionments were originally withheld.  
4           Pending satisfaction of such requirements, the  
5           withheld apportionment shall be returned to the  
6           State.

7           “(C) SUNSET PROVISION.—If a State  
8           which has apportionments withheld under this  
9           paragraph has not satisfied current minimum  
10          utilization requirements of paragraph (1) within  
11          2 years and has not fulfilled the previous re-  
12          quirements for which such apportionments were  
13          withheld, then the apportionments held in the  
14          escrow account shall be returned to the High-  
15          way Trust Fund.”.

16          (e) INDIVIDUAL STATE REDUCTION.—Section  
17 1038(d)(7) of such Act is amended—

18           (1) by striking “prior to disposal”; and

19           (2) by adding at the end the following: “The  
20          Secretary, in consultation with the Administrator,  
21          shall exempt from the requirements of paragraph  
22          (1), any State that has implemented a documented  
23          waste tire abatement program if such program will  
24          result in the elimination of tire stockpiles by 1997.”.

1 (f) ALTERNATIVE APPLICATION.—Section 1038(d) of  
2 such Act is further amended by adding at the end the fol-  
3 lowing:

4 “(8) ALTERNATIVE APPLICATIONS.—

5 “(A) IN GENERAL.—A State may for any  
6 year meet up to  $\frac{1}{2}$  of the minimum utilization  
7 requirement established by paragraph (1) (ex-  
8 cluding any deduction a State may take pursu-  
9 ant to subsection (c)) by using an equivalent  
10 amount of recycled rubber for alternative appli-  
11 cations, other than making asphalt pavement,  
12 if—

13 “(i) the State certifies that the alter-  
14 native application does not present a  
15 threat to safety, human health, or the envi-  
16 ronment; and

17 “(ii) it is demonstrated that such al-  
18 ternative applications provide equal or en-  
19 hanced engineering benefits.

20 “(B) GUIDELINES.—The Secretary, in con-  
21 sultation with the Administrator, shall issue  
22 guidelines with respect to compliance with alter-  
23 native applications under the conditions set  
24 forth in clauses (i) and (ii).”.

1 (g) DEFINITIONS.—Section 1038(e) of such Act is  
2 amended—

3 (1) by striking “and” at the end of paragraph  
4 (1);

5 (2) in paragraph (2) by inserting before  
6 “taken” the following: “(other than tire buffings de-  
7 fined as a byproduct of the retreading industry) or  
8 any products produced from the processing of whole  
9 scrap tires or tire materials”.

10 (3) by striking the period at the end of para-  
11 graph (2) and inserting a semicolon; and

12 (4) by adding at the end the following:

13 “(3) the term ‘alternative applications’ means  
14 uses of recycled rubber in such civil engineering ap-  
15 plications such as noise and safety barriers, other  
16 safety hardware, fences, soil retaining walls, slope  
17 stabilization measures, subgrade insulation, and  
18 lightweight fill, where the product or material con-  
19 taining recycled rubber provides a benefit to the  
20 highway construction and is left in place as a result  
21 of the highway construction; such term does not  
22 apply to products or materials such as traffic cones  
23 or vehicles which are used only temporarily in con-  
24 struction of the highway;

1           “(4) the term ‘Administrator’ means the Ad-  
2           ministrator of the Environmental Protection Agency;  
3           and

4           “(5) the term ‘State’ has the meaning such  
5           term has under section 101 of title 23, United  
6           States Code.”.

7   **SEC. 109. WORK ZONE SAFETY.**

8           Section 1051 of the Intermodal Surface Transpor-  
9           tation Efficiency Act of 1991 (23 U.S.C. 401 note) is  
10          amended—

11           (1) by inserting “technologies and services,”  
12          after “appurtenances,”;

13           (2) by inserting “training,” after “traffic con-  
14          trol plans,”; and

15           (3) by adding at the end the following new sen-  
16          tence: “The Secretary shall annually review, and  
17          provide to State and local governments, information  
18          and recommendations concerning safety practices  
19          that can enhance safety at highway construction  
20          sites, including information relating to new safety  
21          technologies, services, traffic control plans, training,  
22          and work zone-related bidding practices. The Sec-  
23          retary is directed to develop within the program a  
24          process for assuring that, for each project, there will  
25          be a person trained and certified who will have the

1 responsibility and authority for assuring that the  
 2 provisions of the traffic control plan and other safety  
 3 aspects of the work zone are effectively adminis-  
 4 tered.”.

5 **SEC. 110. CORRECTED PROJECTS.**

6 (a) IN GENERAL.—The purpose of this section is to  
 7 provide assistance for certain highway projects in order  
 8 to correct errors and omissions in the Intermodal Surface  
 9 Transportation Efficiency Act of 1991.

10 (b) AUTHORIZATION OF PROJECTS.—The Secretary  
 11 is authorized to carry out the projects described in this  
 12 subsection. There is authorized to be appropriated out of  
 13 the Highway Trust Fund (other than the Mass Transit  
 14 Account) for fiscal year 1995 to carry out each such  
 15 project the amount listed for each such project:

City/State	Projects	Amount in millions
1. North Minnesota .....	Construction and reconstruction of Forest Highway 11 connecting Aurora-Hoyt Lakes and Silver Bay, MN .....	8.5
2. Philadelphia, Pennsylvania .....	Reconstruction of the Old Delaware Avenue Service Road.	1.6

16 (c) FEDERAL SHARE.—The Federal share payable on  
 17 account of any project under this section shall be 80 per-  
 18 cent of the cost thereof.

19 (d) DELEGATION TO STATES.—Subject to the provi-  
 20 sions of title 23, United States Code, the Secretary shall

1 delegate responsibility for construction of a project or  
2 projects under this section to the State in which such  
3 project or projects are located upon request of such State.

4 (e) ADVANCE CONSTRUCTION.—When a State which  
5 has been delegated responsibility for construction of a  
6 project under this section—

7 (1) has obligated all funds allocated under this  
8 section for construction of such project; and

9 (2) proceeds to construct such project without  
10 the aid of Federal funds in accordance with all pro-  
11 cedures and all requirements applicable to such  
12 project, except insofar as such procedures and re-  
13 quirements limit the State to the construction of  
14 projects with the aid of Federal funds previously al-  
15 located to it;

16 the Secretary, upon the approval of the application of a  
17 State, shall pay to the State the Federal share of the cost  
18 of construction of the project when additional funds are  
19 allocated for such project under this section.

20 (f) APPLICABILITY OF TITLE 23.—Funds authorized  
21 by this section shall be available for obligation in the same  
22 manner as if such funds were apportioned under chapter  
23 1 of title 23, United States Code, except that the Federal  
24 share of the cost of any project under this section shall  
25 be determined in accordance with this section and such



1 funds shall remain available until expended. Funds au-  
2 thorized by this section shall not be subject to any obliga-  
3 tion limitation.

4 **SEC. 111. RESCISSIONS.**

5 (a) RESCISSIONS.—The following unobligated bal-  
6 ances on September 30, 1994, of funds made available for  
7 the following provisions are hereby rescinded:

8 (1) \$78,993.92 made available by section  
9 131(c) of the Surface Transportation Assistance Act  
10 of 1982.

11 (2) \$26,500,000 made available by section  
12 404(a)(2) of the Surface Transportation Assistance  
13 Act of 1982.

14 (3) \$1,500,000 made available by section  
15 106(a)(1) of the Surface Transportation and Uni-  
16 form Relocation Assistance Act of 1987.

17 (4) \$942,249 made available for section  
18 149(a)(66) of the Surface Transportation and Uni-  
19 form Relocation Assistance Act of 1987.

20 (5) \$376,194.94 made available for section  
21 149(a)(111)(C) of the Surface Transportation and  
22 Uniform Relocation Assistance Act of 1987.

23 (6) \$36,979.05 made available for section  
24 149(a)(111)(J) of the Surface Transportation and  
25 Uniform Relocation Assistance Act of 1987.

1           (7) \$34,281.53 made available for section  
2           149(a)(111)(K) of the Surface Transportation and  
3           Uniform Relocation Assistance Act of 1987.

4           (8) \$258,131.85 made available for section  
5           149(a)(111)(L) of the Surface Transportation and  
6           Uniform Relocation Assistance Act of 1987.

7           (9) \$446,768 made available for section  
8           149(a)(92) of the Surface Transportation and Uni-  
9           form Relocation Assistance Act of 1987.

10          (10) \$2,058,323 made available for section  
11          149(a)(94) of the Surface Transportation and Uni-  
12          form Relocation Assistance Act of 1987.

13          (11) \$52,834 made available for section  
14          149(a)(95) of the Surface Transportation and Uni-  
15          form Relocation Assistance Act of 1987.

16          (12) \$427,340 made available for section  
17          149(a)(99) of the Surface Transportation and Uni-  
18          form Relocation Assistance Act of 1987.

19          (13) \$3,559,837 made available for section  
20          149(a)(35) of the Surface Transportation and Uni-  
21          form Relocation Assistance Act of 1987.

22          (14) \$797,800 made available for section  
23          149(a)(100) of the Surface Transportation and Uni-  
24          form Relocation Assistance Act of 1987.

1           (15) \$55.43 made available by section 149(c)(3)  
2       of the Surface Transportation and Uniform Reloca-  
3       tion Assistance Act of 1987.

4           (16) \$49,700,000 made available by section  
5       1012(b)(6) of the Intermodal Surface Transpor-  
6       tation Efficiency Act of 1991.

7           (17) \$29,300,000 made available by section  
8       1003(a)(7) of the Intermodal Surface Transpor-  
9       tation Efficiency Act of 1991.

10          (18) \$150,000,000 made available by section  
11       1036(d)(1)(A) of the Intermodal Surface Transpor-  
12       tation Efficiency Act of 1991.

13          (19) \$1,500,000 made available by section  
14       1036(d)(1)(B) of the Intermodal Surface Transpor-  
15       tation Efficiency Act of 1991.

16          (20) \$11,000,000 made available by section  
17       21(a)(1) of the Federal Transit Act.

18       (b) REDUCTIONS IN AUTHORIZED AMOUNTS.—Sec-  
19       tion 1036(d)(1)(A) of the Intermodal Surface Transpor-  
20       tation Efficiency Act of 1991 (105 Stat. 1986) is amend-  
21       ed—

22           (1) by striking “\$100,000,000” the second  
23       place it appears and inserting “\$50,000,000”; and

24           (2) by striking “\$125,000,000” each place it  
25       appears and inserting “\$62,500,000”.

1 **SEC. 112. ADDITIONAL PROJECTS.**

2 (a) AUTHORIZATION OF PROJECTS.—The Secretary  
 3 is authorized to carry out the projects described in this  
 4 subsection. There is authorized to be appropriated for fis-  
 5 cal years 1995, 1996, and 1997 to carry out each such  
 6 project the amounts listed for each such project:

State	Project name	Authorization in millions from highway trust fund (other than mass transit account)	Authorization in millions from general fund of the Treasury
1. Alabama .....	Birmingham Northern Beltline .....		2.900
2. Alabama .....	Black Warrior River Bridge Study .....		0.100
3. Alabama .....	I-759 Extension .....		20.000
4. Alabama .....	AL182/I-10 Evacuation Connector Improvements .....		4.000
5. Alabama .....	Patton Island Bridge Construction .....	9.000	
6. Alabama .....	Montgomery Outer Loop Beltway .....		3.000
7. Arizona .....	Gila River Crossing .....	6.000	
8. Arizona .....	US93 Upgrade: Kingman to Lake Mead .....		4.000
9. Arizona .....	Veterans Memorial Overpass .....		5.000
10. Arkansas .....	US71 Upgrade: Alma to Louisiana Border .....		3.000
11. Arkansas .....	US71 Upgrade: I-40 to Fayetteville .....	3.500	2.000
12. Arkansas .....	Lake Bull Shoals Bridge .....	0.400	
13. Arkansas .....	Van Buren Regional Intermodal Facility .....	0.100	
14. Arkansas .....	US63 Bypass Upgrade, Jonesboro .....		5.000
15. Arkansas .....	Conway Bypass Study and Design .....		3.000
16. California .....	CA 84/I-580 Interchange Construction .....	4.000	
17. California .....	CA4 Freeway Expansion, Pittsburg .....		2.000
18. California .....	Galena St. Improvements/I-15 Interchange Construc- tion.		3.000
19. California .....	CA56 Extension: I-5 to I-15 .....		3.000
20. California .....	Stocker Street/La Cienega Interchange .....		7.100
21. California .....	South Lake Tahoe Loop Road Reconfiguration .....		2.000
22. California .....	Bristol Street Improvement Project .....		3.000
23. California .....	CA30 Extension/Gap Closure .....	2.000	5.000
24. California .....	CA87 Corridor Construction .....	7.000	
25. California .....	CA113 Railroad Grade Separation .....		5.240
26. California .....	Third Feather River Bridge .....	2.000	
27. California .....	CA113A-5 Interchange and Improvements .....		0.500
28. California .....	CA905 Congestion Mitigation .....	4.000	5.000
29. California .....	Humboldt Bay Port Access Enhancement .....	10.000	
30. California .....	CA7 Improvements: CA98 to I-8 .....		2.000
31. California .....	Ontario Airport Ground Access .....	4.000	
32. California .....	CA71 Planning and Design, Riverside County .....		2.000
33. California .....	Highway Interchange, Brea .....		0.950
34. California .....	CA41 Expansion .....		3.000
35. California .....	I-15 Widening: Victorville to Barstow .....	2.000	14.000
36. California .....	I-15 Access, George Air Force Base .....		1.000
37. California .....	Arden—Garden Connector .....		6.000
38. California .....	CA126 Improvements: I-5 to McBean Parkway .....	4.000	
39. California .....	CA138—Ave. P-8 Improvements: CA14 to 50th St., E CA4 Upgrade .....	19.000	2.000
40. California .....	Mare Island Access Study .....		1.000
41. California .....	CA237/I-880 Interchange .....	13.500	
42. California .....	Eastern Transportation Corridor .....		10.000
43. California .....	I-205 Widening: I-580 to I-5 .....		3.000
44. California .....	I-710/Firestone Boulevard Interchange .....		5.800
45. California .....	CA58 Upgrade, Bakersfield .....	2.000	2.500
46. California .....	CA178 Crosstown Corridor: CA178 to CA99 .....	2.000	2.500
47. California .....	I-5 Capacity Enhancement .....		9.400
48. California .....	Alameda Corridor .....	4.000	5.000
49. California .....	Arbor Vitae Street Expansion .....		4.000

State	Project name	Authorization in millions from highway trust fund (other than mass transit account)	Authorization in millions from general fund of the Treasury
51. California .....	Pacific Coast Highway Palisades Bluff Stabilization ..		5.000
52. California .....	US10—Sonoma County Congestion Relief .....		4.000
53. California .....	US10—Marin County HOV Lanes .....		1.000
54. Colorado .....	Powers Boulevard Corridor .....		2.000
55. Colorado .....	120th Avenue Improvements .....	5.500	
56. Connecticut .....	Regional Transportation Center Improvements, Nor- wich.		6.000
57. Connecticut .....	Hartford Riverfront Access .....		3.000
58. Connecticut .....	Seaview Avenue Reconstruction .....		2.000
59. District of Columbia .	Constitution Avenue Rehabilitation .....	3.000	
60. District of Columbia .	Independence Avenue Rehabilitation .....	0.590	
61. District of Columbia .	First Street Rehabilitation .....	0.260	
62. Florida .....	Fuller-Warren Bridge .....	2.000	19.000
63. Florida .....	Jacksonville Airport Access Road .....		2.000
64. Florida .....	Midpoint Bridge and Corridor .....	2.000	5.000
65. Florida .....	FL7/US441 Widening .....		5.000
66. Florida .....	I-4/Greenway Interchange .....	4.000	2.000
67. Florida .....	US301/University Parkway Intersection Upgrade .....		2.000
68. Florida .....	Palm Beach Port Road Relocations .....	1.265	4.000
69. Florida .....	Eller Drive/I-595 Improvements .....	1.600	1.000
70. Florida .....	NE Dade Bike Path .....	1.135	
71. Georgia .....	GA61 Connector with I-20 .....		7.200
72. Georgia .....	Appalachian Scenic Parkway .....		4.000
73. Georgia .....	GA92 Corridor Upgrade, Cherokee County .....	1.700	20.000
74. Georgia .....	GA9 Widening, Roswell .....	8.300	
75. Georgia .....	Sidney-Lanier Bridge Reconstruction .....	4.000	6.000
76. Georgia .....	University Center Pedestrian Corridor, Atlanta .....		12.960
77. Illinois .....	Sauget Road Extension .....	3.100	
78. Illinois .....	West Boulevard Extension .....	0.900	
79. Illinois .....	IL159 Relocation, Edwardsville .....		6.000
80. Illinois .....	US67/IL267 Improvements .....		4.000
81. Illinois .....	Business Loop 55 Widening: I-55 to Clearwater Ave	5.000	
82. Illinois .....	Central Avenue Bypass, Chicago .....	15.000	
83. Illinois .....	US20 Improvements: East Dubuque to Galena .....		2.000
84. Illinois .....	Peoria-Chicago Highway .....	3.000	2.000
85. Illinois .....	Springfield Veterans Parkway .....	2.000	2.000
86. Illinois .....	Grand View Drive Improvements .....		3.000
87. Illinois .....	Heartland Riverfront Project .....		2.000
88. Illinois .....	US67: Macomb to Jacksonville .....		1.000
89. Illinois .....	Brush Creek Connector .....	3.000	
90. Illinois .....	Richton Road Improvements, Crete, Illinois .....	1.720	
91. Illinois .....	Steger Roadway Improvements, Steger, Illinois .....	0.720	
92. Illinois .....	Polk Avenue Extension, Richton Park, Illinois .....	0.336	
93. Illinois .....	Minooka Street Improvements, Minooka, Illinois .....	0.334	
94. Illinois .....	Rathje Road Improvements, Peotone, Illinois .....	0.320	
95. Illinois .....	Main Street Improvements, Ottawa, Illinois .....	0.312	
96. Illinois .....	Otter Creek Road Improvements, Streator, Illinois ...	0.270	
97. Indiana .....	96th Street Upgrade .....	2.000	5.000
98. Indiana .....	Hoosier Heartland Corridor: Ft. Wayne to Lafayette		3.000
99. Indiana .....	I-265 Extension .....		10.000
100. Indiana .....	US231 Reconstruction .....		10.000
101. Indiana .....	Evansville-Bloomington Corridor .....		5.000
102. Indiana .....	Lafayette Rail Relocation .....	5.000	20.000
103. Indiana .....	City of Columbus "Front Door" .....		9.000
104. Indiana .....	East Chicago Marine Access Road .....		4.834
105. Indiana .....	Lake Shore Drive Extension Study .....		0.600
106. Iowa .....	I-29 Corridor Improvements, Sioux City .....		3.000
107. Iowa .....	1A330: Marshalltown to Des Moines .....		6.000
108. Iowa .....	Burlington Iowa Southern Arterial Connector .....	0.880	
109. Iowa .....	US 63: Bremer County to Minnesota Border .....		3.000
110. Iowa .....	1A5 Relocation .....		10.000
111. Kentucky .....	US231 Relocation .....	5.000	
112. Kentucky .....	US27 Improvements .....	1.000	3.000
113. Kentucky .....	KY114 Widening: Sayleville to US23 .....	1.000	5.000
114. Louisiana .....	I-210/Nelson Access Road .....	3.000	
115. Louisiana .....	17th Street Canal to Carrolton Overpass .....	2.000	3.000
116. Maryland .....	MD5/MD373 Interchange .....		10.000
117. Maryland .....	MD235 Improvements .....		5.000

State	Project name	Authorization in millions from highway trust fund (other than mass transit account)	Authorization in millions from general fund of the Treasury
118. Maryland .....	MD237 Improvements .....	3.882	
119. Maryland .....	Beltway Advanced Traffic Monitoring .....		3.000
120. Massachusetts .....	Lincoln Square, Southbridge Street Gateways .....	2.400	
121. Massachusetts .....	I-90/MA146 Reconstruction .....	1.600	
122. Massachusetts .....	Franklin County Bikeway .....		2.250
123. Michigan .....	US23 Expansion .....	3.000	
124. Michigan .....	Bay City Road Interchange .....		3.000
125. Michigan .....	M-59 Corridor .....		20.000
126. Michigan .....	Highway Safety Improvements .....		20.000
127. Michigan .....	Ambassador Bridge Facilities .....	10.000	
128. Michigan .....	Monroe Rail Consolidation .....		10.000
129. Michigan .....	Detroit Airport Access Road .....		5.000
130. Michigan .....	US31 Improvements: Holland to Grand Haven .....	1.200	
131. Michigan .....	M-6: Grand Rapids South Beltline Construction .....	6.800	4.000
132. Michigan .....	M-102/Grand River Interchange Redesign .....		4.000
133. Michigan .....	McClellan Avenue .....		2.300
134. Michigan .....	US31 Upgrade, Berrien County .....	2.000	5.000
135. Minnesota .....	TH610—Crosstown Expressway .....	1.000	3.000
136. Minnesota .....	Trunk Highway 33 Improvements .....	9.680	
137. Minnesota .....	34th Street Corridor .....		2.000
138. Minnesota .....	TH212 Construction .....		3.000
139. Minnesota .....	77th Street Improvements .....	5.000	10.000
140. Minnesota .....	Wabasha Street Bridge Replacement .....	9.000	11.000
141. Mississippi .....	Norrell Road Interchange .....	3.000	
142. Missouri .....	Lindbergh Boulevard Relocation .....		5.000
143. Missouri .....	St. Joseph Loop Expressway .....	8.300	
144. Missouri .....	Chouteau Bridge Replacement .....		10.000
145. Missouri .....	Cape Girardeau Bridge Reconstruction .....	5.000	5.000
146. Missouri .....	MO21 Upgrade .....		14.400
147. Missouri .....	MO Highway M Relocation .....	4.000	
148. Missouri .....	I-255/MO231 Intersection .....		1.600
149. Montana .....	MT323 Upgrade .....		5.000
150. Montana .....	Belgrade/I-90 Interchange .....	2.110	
151. Nebraska .....	Niobrara, NE/Springfield, SD Bridge .....		3.000
152. Nebraska .....	27th Street and Highway 2 Pedestrian Bridge .....		0.413
153. Nebraska .....	South and East Beltway Study, Lincoln .....		0.400
154. Nevada .....	Spring Mountain I-15 Interchange .....		5.000
155. Nevada .....	I-80/Sparks Road Pyramid Interchange .....	1.000	4.000
156. New Hampshire .....	Second Nashua River Crossing .....	3.000	
157. New Hampshire .....	Manchester Airport Access Road Construction .....	5.000	
158. New Jersey .....	I-287 Improvements: I-78 to US22 .....	4.000	
159. New Jersey .....	NJ21/McCarter Highway Improvements .....	5.000	
160. New Jersey .....	NJ17/NJ4 Interchange, Paramus .....		3.000
161. New Mexico .....	Santa Fe Relief Route .....		5.000
162. New Mexico .....	US70/Las Cruces Frontage Road System .....		3.000
163. New York .....	Utica-Rome Expressway .....	5.000	5.000
164. New York .....	NY60 Reconstruction, Ellicott .....		3.000
165. New York .....	Quay Street Extension, Niagara Falls .....		2.240
166. New York .....	Delaware Street Reconstruction, Tonawanda .....		2.100
167. New York .....	Williams Road Widening, Wheatfield .....		1.060
168. New York .....	Lockport Expressway Study, Erie and Niagara Counties.		0.800
169. New York .....	Rochester-Brockport Access Study .....		0.800
170. New York .....	NY531 Extension Study: Ogden to Sweden .....		0.400
171. New York .....	Jericho Turnpike Improvements: New York City to Herricks Road.	4.000	2.000
172. New York .....	New York State Thruway Upgrade .....		5.000
173. New York .....	New York Intermodal Facilities Study .....	1.000	
174. New York .....	NY277 Reconstruction, Cheektowaga .....	4.000	
175. New York .....	Main Street Bascule Bridge .....		2.000
176. New York .....	Bronx/North Manhattan IVHS .....		6.480
177. New York .....	Latta Road Improvements, Monroe County .....	6.000	
178. New York .....	Baldwinsville Bypass .....		5.000
179. North Carolina .....	US220 Construction .....		3.000
180. North Carolina .....	US17 Bridge Replacement .....		5.000
181. North Carolina .....	Charlotte Beltway East Segment .....		2.000
182. North Carolina .....	US64 Improvements .....		10.000
183. North Carolina .....	US74 Improvements .....		10.000

State	Project name	Authorization in millions from highway trust fund (other than mass transit account)	Authorization in millions from general fund of the Treasury
184. North Carolina .....	I-40: Asheville to I-81 .....		1.000
185. North Carolina .....	Southern Charlotte Outer Loop .....		5.000
186. Ohio .....	Lorain Central Corridor .....		5.000
187. Ohio .....	US23-Fostoria Bypass .....		3.000
188. Ohio .....	US22/US33—Lancaster Bypass .....	1.000	5.800
189. Ohio .....	Boston Road Interchange .....		2.000
190. Ohio .....	Cleveland Gateway Project .....		1.000
191. Ohio .....	New Intermodal Terminal, Fearing Boulevard .....		5.000
192. Ohio .....	US30: OH235 to US68 .....		4.000
193. Ohio .....	Alum Creek Drive Improvements .....	2.000	4.000
194. Ohio .....	US30 Widening: Wooster to Riceland .....	3.400	10.000
195. Ohio .....	Mt. Vernon to I-71 Connector Study .....	1.600	
196. Ohio .....	OH43 Improvements .....		3.920
197. Ohio .....	Cuyahoga River Bridge, Cleveland .....		4.320
198. Ohio .....	Cleveland Pedestrian Walkway .....		1.440
199. Ohio .....	Pomeroy to Ravenswood Access Improvements .....		8.900
200. Ohio .....	Youngstown-Hubbard Expressway .....	10.000	
201. Oklahoma .....	I-44 Widening: Arkansas Road to Yale Avenue .....	5.000	5.000
202. Oregon .....	Jordan Cove Road Safety Improvements .....	0.529	
203. Oregon .....	Salem Bypass Improvements .....		4.471
204. Oregon .....	Columbia Slough Intermodal Projects .....		5.000
205. Pennsylvania .....	Philadelphia Traffic Signal Controllers .....	1.800	
206. Pennsylvania .....	Philadelphia Bicycle Network .....	0.472	
207. Pennsylvania .....	Tioga Marine Terminal .....	8.000	
208. Pennsylvania .....	US15 Upgrade—Tioga County .....	5.952	
209. Pennsylvania .....	US 219 Truck Route—Osterhout Street .....	2.880	
210. Pennsylvania .....	PA948 Improvements, Forest County .....	1.168	
211. Pennsylvania .....	PA2001 Improvements, Pike County .....	4.800	0.300
212. Pennsylvania .....	PA14 Improvements, Bradford County .....		4.800
213. Pennsylvania .....	PA3011 Improvements, Scranton .....		3.500
214. Pennsylvania .....	PA1069 Widening, Athens .....	0.200	1.400
215. Pennsylvania .....	US219 Improvements, Cambria County .....	10.000	
216. Pennsylvania .....	US22—Section B07 Reconstruction .....		8.000
217. Pennsylvania .....	PA56 Improvements: Johnstown to Cessna .....	8.000	
218. Pennsylvania .....	US219 Improvements: Carrolltown to I-80 .....	1.000	2.000
219. Rhode Island .....	Davisville Bridges .....		5.000
220. South Carolina .....	US17 Bridges .....	4.000	
221. South Carolina .....	US301 Improvements .....		1.515
222. South Dakota .....	Vermillion Bridge .....		4.600
223. Tennessee .....	Harding Place Extension .....	5.000	
224. Tennessee .....	Gay Street Bridge Rehabilitation .....	5.000	0.760
225. Tennessee .....	Foothills Parkway—Missing Link .....		9.240
226. Tennessee .....	Old Nashville Highway Bridge .....		4.000
227. Tennessee .....	Murfreesboro Bicycle System .....		1.000
228. Tennessee .....	I-81 Interchange Construction .....	1.200	
229. Tennessee .....	Memphis Outer Loop Beltway .....		3.000
230. Texas .....	Border Highway Extension .....		10.000
231. Texas .....	NASA Road 1 Upgrade .....	4.500	15.000
232. Texas .....	US59 Upgrade, Ft. Bend County .....	0.500	
233. Texas .....	US67 Widening .....	5.416	
234. Texas .....	Loop 12 Widening .....		2.200
235. Texas .....	TX36 Improvements .....	5.000	
236. Texas .....	Brownsville Navigation District Access .....		1.680
237. Texas .....	Brownsville 6th & 7th Streets Improvements .....		1.600
238. Utah .....	US89 Upgrade .....	4.000	
239. Utah .....	I-15/University Avenue Interchange .....		3.000
240. Utah .....	I-15 Corridor Improvements, Salt Lake County .....		6.000
241. Utah .....	20th E. Highway Project .....	6.000	
242. Virgin Islands .....	Christiansted Bypass .....	5.000	
243. Virginia .....	Coleman Bridge Expansion .....		2.000
244. Virginia .....	Coalfields Expressway .....	5.000	
245. Virginia .....	VA123 Improvements, Northern Virginia .....	10.000	
246. Virginia .....	Fairfax County Parkway/Franconia Parkway .....		5.000
247. Virginia .....	I-81 to I-40, "I-83," Connector .....		5.000
248. Virginia .....	Pinnars Point Connector .....		4.400
249. Virginia .....	S. Battlefield Boulevard/VA168 .....		5.000
250. Virginia .....	14th Street Bridge Lane Addition .....	5.000	7.000
251. Washington .....	I-5/196th Street Interchange .....	2.400	

State	Project name	Authorization in millions from highway trust fund (other than mass transit account)	Authorization in millions from general fund of the Treasury
252. Washington .....	WA305 Improvements .....		0.672
253. Washington .....	Port Angeles Multi-Modal Center .....		6.400
254. Washington .....	WA18 Improvements: 312th Way to Maple Valley .....	4.000	1.000
255. Washington .....	I-405/NE 8th Street Interchange .....		1.000
256. Washington .....	US12 Improvements .....		9.000
257. Washington .....	US395 Improvements .....		9.000
258. Washington .....	Chelan/Douglas Transportation Center .....		2.000
259. Washington .....	Mill Plain Extension .....		5.000
260. West Virginia .....	Fairmont Riverside Expressway .....	10.000	
261. West Virginia .....	New River Parkway .....	14.400	
262. Wisconsin .....	Janesville River Street Realignment .....	3.454	
263. Wisconsin .....	Main Street Bridge Replacement, Racine .....		2.000
264. Wisconsin .....	CTH P Improvements .....	0.480	
265. Wisconsin .....	WI29 Upgrade .....	10.000	
266. Wisconsin .....	Oshkosh Rail Relocation .....	6.000	
267. Wisconsin .....	US10 Upgrade: Anderson Road to CTH A .....	4.000	
268. Wisconsin .....	US41 Upgrade: Kaukauna to CTH F .....	1.000	3.000

1 (b) ALLOCATION PERCENTAGES FOR HTF FUNDS.—

2 65.86 percent of the amount allocated by subsection (a)  
3 from the Highway Trust Fund for each project authorized  
4 by subsection (a) shall be available for obligation in fiscal  
5 year 1995. 17.07 percent of such amount shall be available  
6 for obligation in each of fiscal years 1996 and 1997.

7 (c) APPROPRIATIONS CAP.—Of the amounts author-  
8 ized to be appropriated from the general fund of the  
9 Treasury by subsection (a), not more than \$300,000,000  
10 may be appropriated in any single fiscal year.

11 (d) FEDERAL SHARE.—The Federal share payable on  
12 account of any project under this section shall be 80 per-  
13 cent of the cost thereof.

14 (e) DELEGATION TO STATES.—Subject to the provi-  
15 sions of title 23, United States Code, the Secretary shall  
16 delegate responsibility for construction of a project or



1 projects under this section to the State in which such  
2 project or projects are located upon request of such State.

3 (f) ADVANCE CONSTRUCTION.—When a State which  
4 has been delegated responsibility for construction of a  
5 project under this section—

6 (1) has obligated all funds allocated under this  
7 section for construction of such project; and

8 (2) proceeds to construct such project without  
9 the aid of Federal funds in accordance with all pro-  
10 cedures and all requirements applicable to such  
11 project, except insofar as such procedures and re-  
12 quirements limit the State to the construction of  
13 projects with the aid of Federal funds previously al-  
14 located to it;

15 the Secretary, upon the approval of the application of a  
16 State, shall pay to the State the Federal share of the cost  
17 of construction of the project when additional funds are  
18 allocated for such project under this section.

19 (g) APPLICABILITY OF TITLE 23.—Funds authorized  
20 by this section from the Highway Trust Fund shall be  
21 available for obligation in the same manner as if such  
22 funds were apportioned under chapter 1 of title 23, United  
23 States Code, except that the Federal share of the cost of  
24 any project under this section shall be determined in ac-  
25 cordance with this section and such funds shall remain

1 available until expended. Funds authorized by this section  
2 shall not be subject to any obligation limitation.

3 **SEC. 113. STUDY OF RADIO AND MICROWAVE TECHNOLOGY**  
4 **FOR COMMERCIAL AND OTHER MOTOR VEHI-**  
5 **CLES.**

6 (a) IN GENERAL.—Section 6057 of the Intermodal  
7 Surface Transportation Efficiency Act of 1991 (105 Stat.  
8 2194) is amended by redesignating subsection (b) as sub-  
9 section (c) and by inserting after subsection (a) the follow-  
10 ing new subsection:

11 “(b) STUDY OF RADIO AND MICROWAVE TECH-  
12 NOLOGY FOR COMMERCIAL AND OTHER MOTOR VEHI-  
13 CLES.—

14 “(1) IN GENERAL.—The Secretary shall con-  
15 duct a research study to develop and evaluate radio  
16 and microwave technology for furtherance of safety  
17 in commercial and other motor vehicles.

18 “(2) EQUIPMENT.—Equipment developed under  
19 the study to be conducted under paragraph (1) shall  
20 be directed toward, but not limited to, warning driv-  
21 ers of obstructions in a highway or limited visibility  
22 conditions caused by snow, rain, fog, or dust.

23 “(3) SAFETY APPLICATIONS.—In conducting  
24 the study under paragraph (1), the Secretary shall  
25 determine whether the technology described in para-

1 graph (1) has other safety applications consistent  
2 with the goals of this Act.”.

3 (b) FUNDING.—Such section is further amended by  
4 adding at the end the following new subsection:

5 “(d) FUNDING.—Of the funds made available in fis-  
6 cal year 1995 to carry out section 6058(b), \$500,000 shall  
7 be used to conduct the study under subsection (b).”.

8 (c) CONFORMING AMENDMENTS.—Such section is  
9 further amended—

10 (1) in the section heading by inserting “**AND**  
11 **OTHER**” after “**COMMERCIAL**”; and

12 (2) in the heading to subsection (a) by inserting  
13 “OF SAFETY TECHNOLOGY FOR COMMERCIAL  
14 MOTOR VEHICLES” after “STUDY”.

15 **SEC. 114. FOOTHILL/EASTERN TRANSPORTATION COR-**  
16 **RIDOR AGENCY.**

17 (a) FEDERAL LINE OF CREDIT.—For the purpose of  
18 carrying out a demonstration of the construction of public  
19 toll roads in Orange County, California, authorized by sec-  
20 tion 129(d) of title 23, United States Code, there is au-  
21 thorized to be appropriated \$10,000,000 for the Secretary  
22 to enter into an agreement to make a line of credit avail-  
23 able, with a principal amount not to exceed \$120,000,000  
24 to the public entity or entities with the statutory authority  
25 to construct such facilities.

1       (b) EFFECTIVE PERIOD.—The line of credit under  
2 this section shall be available for draws during the period  
3 beginning on the date of completion of construction and  
4 ending on the last day of the tenth calendar year following  
5 the date construction of the facilities is completed.

6       (c) PURPOSES.—The line of credit under this section  
7 shall be available to pay the costs of extraordinary repair  
8 and replacement of the facilities, unexpected Federal or  
9 State environmental restrictions, operation and maintenance  
10 nance expenses of the facilities, and debt service on tax-  
11 exempt or taxable obligations financing the facilities.

12       (d) LIMITATIONS.—

13           (1) CAPITAL EXPENDITURES.—With respect to  
14 capital expenditures, draws on the line of credit  
15 under this section shall only be made if and to the  
16 extent proceeds from the sale of the obligations issued  
17 by the public entity or entities which otherwise  
18 would be available for such purposes are exhausted,  
19 or are otherwise unavailable for the payment of such  
20 capital expenditures.

21           (2) EXPENSES.—With respect to expenses, including  
22 operation and maintenance expenses and  
23 debt service, a draw on the line of credit under this  
24 section shall only be made if revenues from toll oper-

1        ations and capitalized interest are insufficient (or  
2        are otherwise unavailable) for such purposes.

3            (3) PER YEAR.—No more than 10 percent of  
4        the total principal amount of the line of credit under  
5        this section shall be available for draws in any one  
6        year.

7            (4) THIRD PARTY CREDITOR RIGHTS.—No third  
8        party creditor of the public entity or entities shall  
9        have any right against the Federal Government with  
10       respect to draws on the line of credit under this sec-  
11       tion.

12           (5) AVAILABILITY FOR PARTICULAR COSTS.—  
13        There is no guaranteed availability of proceeds of  
14        the line of credit under this section for the payment  
15        of any particular cost of the public entity or entities  
16        which might be financed under this section.

17           (e) INTEREST RATE AND REPAYMENT PERIOD.—Any  
18        draws (except for operation and maintenance expenses) on  
19        the line of credit under this section shall accrue interest  
20        at the 30-year United States Treasury bond rate begin-  
21        ning on the date such draws are made and shall be repaid  
22        in not more than 30 years; except that any draws under  
23        the line of credit for operation and maintenance expenses  
24        shall accrue interest at the 3-year United States Treasury

1 note rate beginning on the date such draws are made and  
2 shall be repaid in not more than 3 years.

3 **SEC. 115. RAILWAY-HIGHWAY CROSSINGS PROJECT.**

4 Of the funds appropriated by Public Law 103-122  
5 for railroad-highway crossings projects, \$20,000,000 shall  
6 be made available for costs, not to exceed 80 percent, of  
7 a project to reduce rail-highway conflicts on M-59 near  
8 Pontiac, Michigan, and a project on Bristol Road near  
9 Flint, Michigan. From the \$20,000,000 made available  
10 under the preceding sentence, \$500,000 shall be made  
11 available to improve and upgrade Maple Road at Bishop  
12 Airport, Michigan.

13 **SEC. 116. NEW RIVER PARKWAY, WEST VIRGINIA.**

14 (a) PRIORITY CONSIDERATION.—

15 (1) COMPLETION OF STUDIES.—The Secretary  
16 shall require, as a matter of the highest priority, the  
17 completion of all remaining studies associated with  
18 the project authorized by section 149(a)(69) of the  
19 Surface Transportation and Uniform Relocation As-  
20 sistance Act of 1987 (101 Stat. 191).

21 (2) SCHEDULE.—Notwithstanding any other  
22 provision of law, the Secretary is authorized and di-  
23 rected to establish a schedule—

1 (A) for the completion by other Federal  
2 agencies of any reviews required by law of such  
3 studies; and

4 (B) by which the reconciliation of any dis-  
5 crepancies among reviewing Federal agencies  
6 must be met.

7 (3) DEADLINE.—The schedule referred to in  
8 paragraph (2) shall provide for the project referred  
9 to in paragraph (1) to proceed to construction before  
10 December 31, 1995.

11 (b) VISITORS CENTER.—

12 (1) GRANTS.—The Secretary shall make grants  
13 to the Secretary of the Interior, acting through the  
14 Director of the National Park Service, for the plan-  
15 ning, design, and construction of a visitors center,  
16 and such other related facilities as may be deter-  
17 mined to be necessary, to facilitate visitor under-  
18 standing and enjoyment of scenic, historic, cultural,  
19 and recreational resources accessible by the New  
20 River Parkway, West Virginia, and any related  
21 buildings as may be determined to be necessary for  
22 the administration of the parkway.

23 (2) SITE.—The visitors center, related facilities,  
24 and buildings referred to in paragraph (1) shall be  
25 located at a suitable location on a site for which title

1 is held by the United States in the vicinity of the  
2 intersection of the New River Parkway and Inter-  
3 state Route 64 or along the New River Parkway it-  
4 self.

5 (3) CONSULTATION.—The Director of the Na-  
6 tional Park Service shall consult with the New River  
7 Parkway Authority and the State of West Virginia  
8 in the planning, design, and construction of the visi-  
9 tors center, related facilities, and buildings referred  
10 to in paragraph (1).

11 (4) FUNDING.—Of the amounts made available  
12 pursuant to section 1003(a)(6)(C) of the Intermodal  
13 Surface Transportation Efficiency Act of 1991 (105  
14 Stat. 1919) \$1,300,000 for fiscal year 1995 and  
15 \$1,200,000 for fiscal year 1996 shall be made avail-  
16 able for the purposes of carrying out this subsection.  
17 Such funds shall remain available until expended.

18 **SEC. 117. NATIONAL RECREATIONAL TRAILS.**

19 (a) STATE ELIGIBILITY.—Section 1302(c) of the  
20 Intermodal Surface Transportation Act of 1991 (33  
21 U.S.C. 1261(c)) is amended—

22 (1) by striking “Act” each place it appears and  
23 inserting part;



1           (2) in paragraph (2) by striking subparagraph  
2           (B) and redesignating subparagraphs (C) and (D)  
3           as subparagraphs (B) and (C), respectively; and

4           (3) by adding at the end the following:

5           “(3) SIXTH YEAR PROVISION.—On and after  
6           the date that is 5 years after the date of the enact-  
7           ment of this part, a State shall be eligible to receive  
8           moneys under this part in a fiscal year only if the  
9           State agrees to expend from non-Federal sources for  
10          carrying out projects under this part an amount  
11          equal to 20 percent of the amount received by the  
12          State under this part in such fiscal year.”.

13          (b) ADMINISTRATIVE COSTS.—Section 1302(d)(1) of  
14          such Act (33 U.S.C. 1261(d)(1)) is amended—

15               (1) in subparagraph (C) by striking “national  
16               surveys” and inserting “a 1-time national survey”;

17               (2) in subparagraph (C) by striking “and” at  
18               the end;

19               (3) by redesignating subparagraph (D) as sub-  
20               paragraph (E) and inserting after subparagraph (C)  
21               the following:

22                       “(D) contracting for services with other  
23                       land management agencies; and”; and

24               (4) by adding the end the following:

1 “The 3 percent limitation in the preceding sentence  
2 shall not apply to expenditures to pay the cost of  
3 conducting the 1-time national survey described in  
4 subparagraph (C).”.

5 (c) ENVIRONMENTAL MITIGATION.—

6 (1) IN GENERAL.—Section 1302(e) of such Act  
7 (33 U.S.C. 1261(e)) is amended by redesignating  
8 paragraphs (5), (6), (7), and (8) as paragraphs (6),  
9 (7), (8), and (9), respectively, and by inserting after  
10 paragraph (4) the following:

11 “(5) ENVIRONMENTAL MITIGATION.—

12 “(A) REQUIREMENT.—To the extent prac-  
13 ticable and consistent with other requirements  
14 of this section, in complying with paragraph  
15 (4), a State shall give priority to project propos-  
16 als which provide for the redesign, reconstruc-  
17 tion, nonroutine maintenance, or relocation of  
18 trails in order to mitigate and minimize the im-  
19 pact to the natural environment.

20 “(B) COMPLIANCE.—The State shall re-  
21 ceive guidance for determining compliance with  
22 subparagraph (A) from the recreational trail  
23 advisory board satisfying the requirements of  
24 subsection (c)(2)(A).”.

1           (2) CONFORMING AMENDMENT.—Section  
2       1302(e)(4) of such Act (33 U.S.C. 1261(e)(4)) is  
3       amended by striking “paragraphs (6) and (8)(B)”  
4       and inserting paragraphs “(7) and (9)(B)”.

5       (d) EXCLUSIONS.—Section 1302(e)(7) of such Act,  
6       as redesignated by subsection (c), is amended—

7           (1) by striking “(7) SMALL STATE EXCLU-  
8       SION.—Any State” and inserting the following:

9           “(7) EXCLUSIONS.—

10          “(A) SMALL STATE.—Any State”;

11          (2) by moving the text of subparagraph (A), as  
12       so designated, 2 ems to the right; and

13          (3) by adding at the end the following:

14          “(B) BEST INTEREST OF A STATE.—Any  
15       State which determines based on trail needs  
16       identified in its State Comprehensive Outdoor  
17       Recreation Plan that it is in the best interest  
18       of the State to be exempt from the require-  
19       ments of paragraph (4) may apply to the Sec-  
20       retary for such an exemption. Before approving  
21       or disapproving an application for such an ex-  
22       emption, the Secretary shall publish in the Fed-  
23       eral Register notice of receipt of the application  
24       and provide an opportunity for public comment  
25       on the application.”.

1       (e) RETURN OF MONEYS NOT EXPENDED.—Section  
2 1302(e)(9) of such Act, as redesignated by subsection (c),  
3 is amended—

4           (1) by inserting “the State” before “may be ex-  
5 empted”; and

6           (2) by striking “and expended or committed”  
7 and all that follows before the period.

8       (f) AUTHORIZATION OF APPROPRIATIONS.—Section  
9 1302 of such Act (16 U.S.C. 1261) is amended by adding  
10 at the end the following:

11       “(h) AUTHORIZATION OF APPROPRIATIONS.—

12           “(1) IN GENERAL.—There is authorized to be  
13 appropriated out of the Highway Trust Fund (other  
14 than the Mass Transit Account) to carry out this  
15 section and section 1303 \$6,000,000 for fiscal year  
16 1995.

17           “(2) APPLICABILITY OF TITLE 23.—Funds au-  
18 thorized by paragraph (1) shall be available for obli-  
19 gation in the same manner as if the funds were ap-  
20 portioned under chapter 1 of title 23, United States  
21 Code; except that the Federal share of the cost of  
22 activities conducted with such funds shall be as pro-  
23 vided in this section, such funds shall not be subject  
24 to any obligation limitation other than subsection

1 (d)(3), and such funds shall remain available until  
2 expended.

3 “(3) TREATMENT.—Funds authorized by para-  
4 graph (1) shall be treated as if such funds were part  
5 of the National Recreational Trails Trust Fund for  
6 purposes of making allocations to the States under  
7 subsection (d).

8 (g) ADVISORY COMMITTEE.—Section 1303 of such  
9 Act (16 U.S.C. 1262) is amended—

10 (1) in subsection (b) by striking “11 members”  
11 and inserting “12 members”;

12 (2) in subsection (b) by redesignating para-  
13 graph (2), (3), and (4) as paragraphs (3), (4), and  
14 (5), respectively, and by inserting after paragraph  
15 (1) the following:

16 “(2) 1 member appointed by the Secretary rep-  
17 resenting individuals with disabilities;”.

18 **SEC. 118. DESIGNATION OF COAL HERITAGE TRAIL.**

19 (a) DESIGNATION.—

20 (1) IN GENERAL.—The Secretary of Transpor-  
21 tation, with the concurrence of the State of West  
22 Virginia, shall designate by publication of a descrip-  
23 tion thereof in the Federal Register, a vehicular tour  
24 route along public roads linking sites and points of

1 interest associated with the coal mining heritage of  
2 southern West Virginia.

3 (2) COAL HERITAGE TRAIL.—The route des-  
4 ignated under paragraph (1) shall be known as the  
5 “Coal Heritage Trail” (hereinafter in this section re-  
6 ferred to as the “trail”), and shall be identified by  
7 an appropriate marker to guide members of the vis-  
8 iting public.

9 (3) SITES.—For the purposes of paragraph (1),  
10 the sites and points of interest are those within the  
11 11 counties which were the subject of the study enti-  
12 tled “A Coal Mining Heritage Study: Southern West  
13 Virginia” (1993, United States Department of the  
14 Interior, National Park Service).

15 (b) IDENTIFICATION OF ROUTE.—

16 (1) HERITAGE TOUR ROUTES.—The trail as ini-  
17 tially designated shall include—

18 (A) public roads identified as “Heritage  
19 Tour Routes” and “Tour Route Connectors” on  
20 the map entitled “Alternative Concept C” in the  
21 study referred to in subsection (a)(3) and addi-  
22 tional public roads which provide access to the  
23 interpretive sites and areas identified on such  
24 map; and

1 (B) public roads linking areas identified by  
2 the map entitled “Figure 12” in the study enti-  
3 tled “The Coal Road: A Survey of Southern  
4 West Virginia Mining Tourism Potential”  
5 (March 1989, Marshall University Center for  
6 Regional Progress for the United States De-  
7 partment of Commerce, Economic Development  
8 Administration).

9 (2) ADDITIONAL SEGMENTS.— The Secretary  
10 of Transportation may, in the manner set forth in  
11 subsection (a)(1), designate additional segments of  
12 the trail from time to time, as the Secretary consid-  
13 ers appropriate.

14 (d) GRANTS.—The Secretary shall make grants to  
15 the State of West Virginia for the purpose of erecting  
16 signs or other informational devices along the trail display-  
17 ing a Coal Heritage Trail marker. The marker shall be  
18 devised by the West Virginia Division of Culture and His-  
19 tory with the concurrence of the West Virginia Division  
20 of Highways, and shall be subject to public comment.

21 (e) TECHNICAL ASSISTANCE.—With respect to areas  
22 linked by segments of the trail which are administered by  
23 Federal, State, local, or nonprofit entities, the Secretary  
24 may, pursuant to cooperative agreements with such enti-  
25 ties, and in consultation with the State of West Virginia,

1 provide technical assistance in the development of inter-  
2 pretive devices and information in order to contribute to  
3 public appreciation of the historical, cultural, natural, sce-  
4 nic, and recreational sites along the trail.

5 (f) FUNDING.—Of amounts made available pursuant  
6 to section 1048(d) of the Intermodal Surface Transpor-  
7 tation Efficiency Act of 1991 (105 Stat. 1998), there shall  
8 be available \$1,000,000 per fiscal year for each of fiscal  
9 years 1995 and 1996 for the purposes of carrying out this  
10 section. Such sums shall remain available until expended.

11 **SEC. 119. LIMITATIONS ON FUNDING OF OPERATING AS-**  
12 **SISTANCE.**

13 Section 9(k)(2) of the Federal Transit Act (49 U.S.C.  
14 App. 1607a(k)(3)) is amended—

15 (1) by redesignating subparagraphs (B) and  
16 (C) as subparagraphs (E) and (F), respectively; and

17 (2) in subparagraph (E), as redesignated by  
18 paragraph (1), by inserting “INCREASE.—” before  
19 “Beginning”;

20 (3) in subparagraph (F), as redesignated by  
21 paragraph (1), by inserting “CONSUMER PRICE  
22 INDEX DEFINED.—”;

23 (4) by moving subparagraphs (E) and (F), as  
24 redesignated by paragraph (1), 4 ems to the right;  
25 and



1           (5) by striking “(2)” and subparagraph (A) and  
2       inserting the following:

3           “(2) LIMITATIONS ON FUNDING OF OPERATING  
4       ASSISTANCE.—

5           “(A) URBANIZED AREAS OF 1,000,000 OR  
6       MORE.—The amount of funds apportioned  
7       under this section which may be used for oper-  
8       ating assistance shall not exceed 80 percent of  
9       the amount of funds apportioned in fiscal year  
10      1982 under paragraphs (1)(A), (2)(A), and  
11      (3)(A) of section 5(a) of this Act to an urban-  
12      ized area with a population of 1,000,000 or  
13      more, 90 percent of funds so apportioned to an  
14      urbanized area with a population of 200,000 or  
15      more and less than 1,000,000 population; and  
16      95 percent of funds so apportioned to an urban-  
17      ized area of less than 200,000 population. Not-  
18      withstanding the preceding sentence, an urban-  
19      ized area that first became an urbanized area  
20      under the 1980 census or thereafter may use  
21      each fiscal year for operating assistance not to  
22      exceed an amount equal to  $\frac{2}{3}$  of its apportion-  
23      ment during the first full year it received funds  
24      under this section.

1           “(B) SPECIAL RULE FOR CERTAIN URBAN-  
2           IZED AREAS WITH REDUCED POPULATIONS.—If  
3           an urbanized area had a population under the  
4           1980 decennial census of the United States of  
5           more than 1,000,000 and has a population  
6           under the 1990 decennial census of less than  
7           1,000,000, the maximum percentage of funds  
8           which may be used for operating assistance for  
9           purposes of subparagraph (A) shall be 90 per-  
10          cent of the amount of funds apportioned in fis-  
11          cal year 1982 under such paragraphs (1)(A),  
12          (2)(A), and (3)(A) to such area.

13          “(C) SPECIAL RULE FOR URBANIZED  
14          AREAS OF LESS THAN 200,000.—If an urbanized  
15          area had a population under the 1990 decennial  
16          census of the United States of less than  
17          200,000, 100 percent of the funds apportioned  
18          to such area under this section for each of fiscal  
19          years 1995, 1996, and 1997 may be used for  
20          operating assistance, notwithstanding any limi-  
21          tation otherwise imposed on operating assist-  
22          ance.

23          “(D) OFFSET.—The amount of funds ap-  
24          portioned under this section to each urbanized  
25          area with a population of 200,000 or more in

1 each of fiscal years 1995, 1996, and 1997  
2 which may be used for operating assistance but  
3 for this subparagraph shall be reduced by the  
4 amount determined by multiplying—

5 “(i) the aggregate amount of in-  
6 creases of operating assistance under sub-  
7 paragraph (C) in such fiscal year; by

8 “(ii) the quotient determined by divid-  
9 ing—

10 “(I) the amount of funds appor-  
11 tioned under this section to such area  
12 in such fiscal year which may be used  
13 for operating assistance but for this  
14 subparagraph; by

15 “(II) the aggregate amount of  
16 funds apportioned to all urbanized  
17 areas with a population of 200,000 or  
18 more under this section in such fiscal  
19 year but for this subparagraph which  
20 may be used for operating assist-  
21 ance.”.

22 **SEC. 120. INTERCITY BUS TRANSPORTATION.**

23 (a) BASIC PROGRAM.—Section 18(i)(1) of the Fed-  
24 eral Transit Act (49 U.S.C. App. 1614(i)(1)) is amend-  
25 ed—

1 (1) by striking “and” before “15 percent”;

2 (2) by inserting “, and 7.5 percent of such  
3 amounts in fiscal year 1995” after “1994”; and

4 (3) by inserting after “demonstration projects,”  
5 the following: “the purchase of accessibility de-  
6 vices,”.

7 (b) DISCRETIONARY PROGRAM.—Section 3 of such  
8 Act (49 U.S.C. App. 1602) is amended by adding at the  
9 end the following new subsection:

10 “(o) INTERCITY BUS TRANSPORTATION.—Of the  
11 amounts made available by subsection (k)(1)(C) in each  
12 fiscal year beginning after September 30, 1994, the Sec-  
13 retary shall make to operators of intercity bus transpor-  
14 tation systems capital grants to support such systems, in-  
15 cluding the purchase of accessibility devices, an amount  
16 equal to 7.5 percent of the amounts made available under  
17 section 18 in such fiscal year. The Federal grant for any  
18 project under this subsection shall be 80 percent of the  
19 net project cost; except that the Federal grant for the pur-  
20 chase of accessibility devices under this subsection shall  
21 be 90 percent of the net project cost.”.

22 **SEC. 121. REPEALS OF EXISTING PROJECTS.**

23 (a) LONG BEACH METRO LINK FIXED RAIL  
24 PROJECT.—Section 3035(o) of the Federal Transit Act  
25 (105 Stat. 2131) is repealed.

1 (b) HONOLULU RAPID TRANSIT PROJECT.—Section  
2 3035(w) of such Act (105 Stat. 2136) is repealed.

3 **SEC. 122. MISCELLANEOUS TRANSIT PROJECTS.**

4 (a) PORTLAND WESTSIDE LIGHT RAIL PROJECT.—  
5 Section 3035(b) of the Intermodal Surface Transportation  
6 Efficiency Act of 1991 (105 Stat. 2129) is amended—

7 (1) by inserting “(1) IN GENERAL.—” after  
8 “WESTSIDE LIGHT RAIL PROJECT.—”

9 (2) by striking the last sentence;

10 (3) by indenting paragraph (1) and moving it  
11 2 ems to the right; and

12 (4) by adding at the end the following:

13 “(2) AMENDMENT.—

14 “(A) NEGOTIATION.—Within 90 days after  
15 the date of the enactment of this paragraph,  
16 the Secretary shall negotiate and sign an  
17 amendment to the Westside Light Rail Project  
18 multiyear grant agreement authorized under  
19 paragraph (1) with the Tri-County Metropoli-  
20 tan Transportation District of Oregon to carry  
21 out the final design and construction of the lo-  
22 cally preferred alternative for the Hillsboro ex-  
23 tension, systems related costs as authorized in  
24 Public Law 102–240, and acquisition of low

1 floor light rail vehicles, as set forth in Public  
2 Law 102–388.

3 “(B) ADVANCE CONSTRUCTION; CONTIN-  
4 GENT COMMITMENT.—The amendment nego-  
5 tiated under this paragraph shall provide for  
6 the use of advance construction authority under  
7 section 3(l) of the Federal Transit Act and for  
8 the use of contingent commitment authority  
9 under section 3(a)(4)(C) of the Federal Transit  
10 Act for the activities set forth in subparagraph  
11 (A) for an amount equivalent to the Federal  
12 share authorized under section 3 of the Federal  
13 Transit Act for each specific activity; except  
14 that the Federal share of the cost of the final  
15 design and construction of the Hillsboro exten-  
16 sion shall not exceed  $\frac{1}{3}$ .

17 “(C) SPECIAL RULE FOR ADVANCE CON-  
18 STRUCTION.—In the event that the Tri-County  
19 Metropolitan Transportation District of Oregon  
20 uses advance construction authority under this  
21 paragraph, the Secretary shall convert that au-  
22 thority into a grant and shall reimburse the  
23 Tri-County Metropolitan Transportation Dis-  
24 trict of Oregon from funds made available  
25 under section 3 of the Federal Transit Act in

1           fiscal years 1998 and 1999 for the Federal  
2           share of the amounts expended (plus any eligi-  
3           ble financing costs).

4           “(D) INTEGRATED PROJECT FINANCING  
5           PLAN.—The amendment negotiated under this  
6           paragraph shall also include an integrated  
7           project financing plan to permit the inter-  
8           changeable use of Federal funds for activities  
9           set forth in paragraph (1) and subparagraph  
10          (A) to maintain the entire project construction  
11          schedule.

12          “(3) TREATMENT AS A SINGLE PROJECT.—The  
13          Hillsboro extension to the Westside Light Rail  
14          Project shall be considered by the Federal Transit  
15          Administration as a single project extending from  
16          downtown Portland, Oregon, to downtown Hillsboro,  
17          Oregon, for the purposes of project review, evalua-  
18          tion, and approval of construction under section 3(i)  
19          of the Federal Transit Act and for the purpose of  
20          preparing a report under section 3(j) of such Act.”.

21          (b) NEW JERSEY URBAN CORE PROJECT.—Section  
22          3031(d) of the Intermodal Surface Transportation Effi-  
23          ciency Act of 1991 (105 Stat. 2122–2123) is amended—  
24                  (1) by inserting after “Hudson River Water-  
25          front Transportation System” the following: “(in-

1 including corridor connections to and within the city  
2 of Bayonne)”; and

3 (2) by inserting after “Concourse,” the follow-  
4 ing: “the West Shore Line,”.

5 (c) NORTH BAY FERRY SERVICE.—Section 3035(c)  
6 of such Act (105 Stat. 2129) is amended by striking  
7 “\$8,000,000” and all that follows through “1993” and in-  
8 serting “\$17,000,000”.

9 (d) STATEN ISLAND-MIDTOWN MANHATTAN FERRY  
10 SERVICE.—Section 3035(d) of such Act is amended by  
11 striking “\$1,000,000” and all that follows through  
12 “1993” and inserting “\$12,000,000”.

13 (e) CENTRAL AREA CIRCULATOR PROJECT.—Section  
14 3035(e) of such Act is amended by striking the last sen-  
15 tence.

16 (f) LOS ANGELES-SAN DIEGO RAIL CORRIDOR IM-  
17 PROVEMENT PROJECT.—Section 3035(g) of such Act is  
18 amended by striking “not less than” and all that follows  
19 through “1994” and inserting “\$20,000,000”.

20 (g) ADDITIONAL TRACKAGE RIGHTS AND RIGHT-OF-  
21 WAY PURCHASE FOR GILROY SERVICE.—Section 3035(h)  
22 of such Act is amended—

23 (1) by striking “July 1, 1994” and inserting  
24 “September 30, 1996”; and



1           (2) by striking “August 1, 1994,” and inserting  
2           “October 31, 1996,”.

3           (h) DALLAS LIGHT RAIL PROJECT.—

4           (1) MULTIYEAR GRANT AGREEMENT.—Section  
5           3035(i) of such Act is amended—

6                   (A) by striking “6.4 miles” and inserting  
7                   “9.6 miles”;

8                   (B) by striking “10 stations” and inserting  
9                   “not to exceed 14 stations”;

10                   (C) by striking “such light rail line” and  
11                   inserting “the program of interrelated projects  
12                   identified in section 3(a)(8)(C)(vii) of the Fed-  
13                   eral Transit Act”; and

14                   (D) by striking “of such elements” and in-  
15                   serting “element of such program of inter-  
16                   related projects”

17           (2) PROGRAM OF INTERRELATED PROJECTS.—  
18           Section 3(a)(8)(C)(vii) of the Federal Transit Act  
19           (49 U.S.C. App. 1602(a)(8)(C)(vii)) is amended by  
20           striking “Camp Wisdom” and inserting “Interstate  
21           Route 20, L.B.J. Freeway”.

22           (i) SOUTH BOSTON.—Section 3035(j) of the Inter-  
23           modal Surface Transportation Efficiency Act of 1991  
24           (105 Stat. 2130–2131) is amended—

1           (1) by striking “\$278,000,000” each place it  
2           appears and inserting “\$323,000,000”;

3           (2) by inserting “the second place it appears”  
4           after “striking ‘—’ ”; and

5           (3) by adding at the end the following: “Funds  
6           made available for the South Boston Piers  
7           Transitway in fiscal year 1994 for alternatives anal-  
8           ysis may also be used for construction.”.

9           (j) KANSAS CITY LIGHT RAIL LINE.—Section  
10          3035(k) of such Act is amended by striking “\$1,500,000  
11          in fiscal year 1992, and \$4,400,000 in fiscal year 1993”  
12          and inserting “\$5,900,000”.

13          (k) DOWNTOWN ORLANDO CIRCULATOR PROJECT.—  
14          Section 3035(l) of such Act is amended—

15               (1) by striking “No later than April 30, 1992,  
16               the” and inserting “The”;

17               (2) by striking “\$5,000,000” and inserting  
18               “\$12,000,000”; and

19               (3) by striking “for” the second place it ap-  
20               pears and all that follows through the period at the  
21               end and inserting “and the completion of final de-  
22               sign, construction, land and equipment acquisition,  
23               and related activities for the Downtown Orlando  
24               Circulator project.”.

1 (l) DETROIT LIGHT RAIL PROJECT.—Section  
 2 3035(m) of such Act is amended by striking “not less  
 3 than” the first place it appears and all that follows  
 4 through “1993,” and inserting “\$20,000,000”.

5 (m) LAKEWOOD-FREEHOLD-MATTAWAN OR  
 6 JAMESBURG RAIL PROJECT.—Section 3035(p) of such  
 7 Act is amended by striking “\$1,800,000” and all that fol-  
 8 lows through “1994” and inserting “\$7,800,000”.

9 (n) CHARLOTTE LIGHT RAIL STUDY.—Section  
 10 3035(r) of such Act is amended by striking “\$125,000”  
 11 and all that follows through “1993” and inserting  
 12 “\$500,000”.

13 (o) SAN DIEGO MID COAST FIXED GUIDEWAY  
 14 PROJECT.—Section 3035(u) of such Act is amended—

15 (1) in the subsection heading by striking  
 16 “LIGHT RAIL” and inserting “FIXED GUIDEWAY”;

17 (2) by striking “No later than April 30, 1992,  
 18 the” and inserting “The”;

19 (3) by striking “, \$2,000,000” and all that fol-  
 20 lows through “right-of-way,” and inserting  
 21 “\$42,000,000”; and

22 (4) by striking “Light Rail” and inserting  
 23 “Fixed Guideway”.

24 (p) RAILTRAN COMMUTER RAIL PROJECT.—Sec-  
 25 tion 3035(x) of such Act is amended—

1 (1) by striking “No later than April 30, 1992,  
2 the” and inserting “The”; and

3 (2) by striking “\$2,480,000” and all that fol-  
4 lows “1993” and inserting “\$8,680,000”.

5 (q) EUREKA SPRINGS, ARKANSAS.—Section 3035(z)  
6 of such Act is amended by striking the first sentence and  
7 inserting the following: “From funds provided under sec-  
8 tion 3(k)(1)(c) of the Federal Transit Act, the Secretary  
9 shall make available \$63,600 to Eureka Springs Transit  
10 for the purchase of an alternative fueled vehicle, which is  
11 accessible to and usable by individuals with disabilities.”.

12 (r) BALTIMORE-CENTRAL LIGHT RAIL EXTEN-  
13 SION.—Section 3035(nn) of such Act is amended—

14 (1) in paragraph (1) by striking “as follows:

15 “(A) Not less than \$30,000,000 for fiscal  
16 year 1993.

17 “(B) Not less than \$30,000,000 for fiscal  
18 year 1994.”

19 and inserting “and shall be \$60,000,000.”; and

20 (2) in paragraph (2) by striking “as follows”  
21 and all that follows through the period at the end  
22 of subparagraph (C) and inserting “totaling  
23 \$160,000,000”.

1       (s) JACKSONVILLE AUTOMATED SKYWAY EXPRESS  
2 EXTENSION.—Section 3035(vv) of such Act is amended  
3 to read as follows:

4       “(vv) JACKSONVILLE AUTOMATED SKYWAY EXPRESS  
5 EXTENSION.—Not later than December 31, 1994, the  
6 Secretary shall negotiate and sign an agreement which  
7 modifies the full funding agreement signed on September  
8 27, 1991, with the Jacksonville Transportation Authority  
9 for phase 1-B of the north segment of the Automated  
10 Skyway Express project to make available \$15,000,000 in  
11 already appropriated funds and \$35,000,000 under sec-  
12 tion 3(k)(1)(B) of the Federal Transit Act to carry out  
13 construction of the locally preferred alternative for an op-  
14 erable segment of a not to exceed 1.8 mile extension to  
15 such project.”.

16       (t) DULLES CORRIDOR RAIL PROJECT.—Section  
17 3035(aaa) of such Act is amended—

18               (1) by striking “No later than April 30, 1992,  
19 the” and inserting “The”;

20               (2) by striking “\$6,000,000” and inserting  
21 “\$16,000,000”; and

22               (3) by striking “the completion” and all that  
23 follows through “engineering for”.

1 (u) CENTRAL PUGET SOUND REGIONAL TRANSIT  
2 PROJECT.—Section 3035(bbb) of such Act is amended to  
3 read as follows:

4 “(bbb) CENTRAL PUGET SOUND REGIONAL TRANSIT  
5 PROJECT.—From funds provided under section  
6 3(k)(1)(B) of the Federal Transit Act, the Secretary shall  
7 make available \$300,000,000 for the Central Puget Sound  
8 Regional Transit Project.”.

9 (v) CANAL STREET CORRIDOR LIGHT RAIL.—Section  
10 3035(fff) of such Act is amended—

11 (1) by striking “No later than April 30, 1992,  
12 the” and inserting “The”; and

13 (2) by striking “negotiate” and all that follows  
14 through “includes” and inserting “make available”;  
15 and

16 (3) by striking “\$4,800,000” and all that fol-  
17 lows “statement for” and inserting “\$44,800,000 to  
18 construct”.

19 (w) ADDITIONAL PROJECTS.—

20 (1) SANTA CRUZ BUS FACILITY CONSOLIDA-  
21 TION.—From funds provided under section  
22 3(k)(1)(C) of the Federal Transit Act, the Secretary  
23 shall make available \$4,120,000 for the Santa Cruz  
24 Bus Facility Consolidation project.

1           (2) SANTA CRUZ FIXED GUIDEWAY.—From  
2 funds provided under section 3(k)(1)(B) of the Fed-  
3 eral Transit Act, the Secretary shall make available  
4 \$4,750,000 for the Santa Cruz Fixed Guideway  
5 project.

6           (3) SAN FRANCISCO FERRY BUILDING RENOVA-  
7 TION.—From funds provided under section  
8 3(k)(1)(B) of the Federal Transit Act, the Secretary  
9 shall make available \$1,250,000 for the San Fran-  
10 cisco Ferry Building Renovation project.

11          (4) AC TRANSIT BUS IMPROVEMENTS.—From  
12 funds provided under section 3(k)(1)(C) of the Fed-  
13 eral Transit Act, the Secretary shall make available  
14 \$10,000,000 to the Alameda County Transit District  
15 for the purchase of buses.

16          (5) DENVER SOUTHWEST CORRIDOR LIGHT  
17 RAIL.—From funds provided under section  
18 3(k)(1)(B) of the Federal Transit Act, the Secretary  
19 shall make available \$13,000,000 for the Denver  
20 Southwest Corridor Light Rail project.

21          (6) GRIFFIN LINE TRANSITWAY.—From funds  
22 provided under section 3(k)(1)(B) of the Federal  
23 Transit Act, the Secretary shall make available  
24 \$4,900,000 for the Griffin Line Transitway project.

1           (7) TAMPA TO LAKE LAND COMMUTER RAIL.—  
2       From funds provided under section 3(k)(1)(B) of  
3       the Federal Transit Act, the Secretary shall make  
4       available \$16,300,000 for the Tampa to Lakeland  
5       Commuter Rail project.

6           (8) RAVENSWOOD RAPID TRANSIT LINE.—From  
7       funds provided under section 3(k)(1)(A) of the Fed-  
8       eral Transit Act, and before the formula distribution  
9       of funds under such section, the Secretary shall  
10      make available \$20,000,000 to the Chicago Transit  
11      Authority for the reconstruction of track on the  
12      Ravenswood Rapid Transit line between Kimball  
13      Terminal and Clark Junction and between Armitage  
14      Avenue and Tower 18.

15          (9) FITCHBURG INTERMODAL FACILITY.—From  
16      funds provided under section 3(k)(1)(C) of the Fed-  
17      eral Transit Act, the Secretary shall make available  
18      \$2,250,000 for the Fitchburg Intermodal Facility.

19          (10) EAST-WEST TRANSITWAY.—From funds  
20      provided under section 3(k)(1)(B) of the Federal  
21      Transit Act, the Secretary shall make available  
22      \$5,000,000 for the East-West Transitway project in  
23      Montgomery County, Maryland.

24          (11) MINNEAPOLIS.—From funds provided  
25      under section 3(k)(1)(B) of the Federal Transit Act,



1 the Secretary shall make available \$20,000,000 for  
2 the Minnesota Central Corridor Light Rail project.

3 (12) HOBOKEN TERMINAL FACILITY IMPROVE-  
4 MENTS.—From funds provided under section  
5 3(k)(1)(A) of the Federal Transit Act, and before  
6 the formula distribution of funds under such section,  
7 the Secretary shall make available \$8,000,000 to re-  
8 habilitate the Hoboken Terminal and Yard Complex  
9 in Hoboken, New Jersey.

10 (13) WEST 72D STREET TRANSIT STATION.—  
11 From funds provided under section 3(k)(1)(A) of the  
12 Federal Transit Act, and before the formula dis-  
13 tribution of funds under such section, the Secretary  
14 shall make available \$9,500,000 to refurbish and ex-  
15 pand the West 72d Street Transit Station in New  
16 York, New York.

17 (14) TREN URBANO LIGHT RAIL LINE.—From  
18 funds provided under section 3(k)(1)(B) of the Fed-  
19 eral Transit Act, the Secretary shall make available  
20 \$40,000,000 for the Tren Urbano Light Rail project  
21 in Puerto Rico.

22 (15) MEMPHIS RIVERFRONT LOOP.—From  
23 funds provided under section 3(k)(1)(B) of the Fed-  
24 eral Transit Act, the Secretary shall make available

1       \$5,900,000 for the Memphis Riverfront Loop Light  
2       Rail project.

3           (16) DART NORTH CENTRAL LIGHT RAIL EX-  
4       TENSION.—From funds provided under section  
5       3(k)(1)(B) of the Federal Transit Act, the Secretary  
6       shall make available \$15,000,000 for the DART  
7       North Central Light Rail Extension project.

8           (17) AUSTIN LIGHT RAIL PROJECT.—From  
9       funds provided under section 3(k)(1)(B) of the Fed-  
10      eral Transit Act, the Secretary shall make available  
11      \$5,000,000 for the Austin Light Rail project.

12          (18) EDMONDS MULTI-MODAL CENTER.—From  
13      funds provided under section 3(k)(1)(B) of the Fed-  
14      eral Transit Act, the Secretary shall make available  
15      \$400,000 for fixed guideway improvements in the vi-  
16      cinity of the Edmonds, Washington ferry terminal.

17          (19) MILWAUKEE BUS PURCHASE.—From  
18      funds provided under section 3(k)(1)(C) of the Fed-  
19      eral Transit Act, the Secretary shall make available  
20      \$10,000,000 to purchase transit buses in Milwaukee,  
21      Wisconsin.

22          (20) TRI-STATE TRANSIT AUTHORITY PUR-  
23      CHASE.—From funds provided under section  
24      3(k)(1)(C) of the Federal Transit Act, the Secretary  
25      shall make available \$3,416,000 to the Tri-State

1 Transit Authority in Huntington, West Virginia, for  
2 the purchase of transit vehicles, equipment, and re-  
3 lated right-of-way facility costs.

4 (21) ALASKA MARINE TRANSPORTATION SYS-  
5 TEM.—Notwithstanding section 3(a) of the Federal  
6 Transit Act, from funds provided under section  
7 3(k)(1)(B), the Secretary shall make available  
8 \$20,000,000 to the State of Alaska for the Alaska  
9 Marine Transportation System project.

10 (22) LONG BEACH BUS PURCHASE.—From  
11 funds provided under section 3(k)(1)(C) of the Fed-  
12 eral Transit Act, the Secretary shall make available  
13 \$3,000,000 to the Long Beach Public Transpor-  
14 tation Company for the purchase of buses and spare  
15 parts.

16 (23) PALM DESERT PEOPLE MOVER.—From  
17 funds provided under section 3(k)(1)(B) of the Fed-  
18 eral Transit Act, the Secretary shall make available  
19 \$5,000,000 for the Palm Desert People Mover  
20 Project.

21 (24) LOS ANGELES/BURBANK/GLENDALE/SAN  
22 FERNANDO VALLEY LIGHT RAIL/INTERMODAL CON-  
23 NECTION.—From funds provided under section  
24 3(k)(1)(B) of the Federal Transit Act, the Secretary  
25 shall make available \$10,000,000 for the Los Ange-

1 les/Burbank/Glendale/San Fernando Valley Light  
2 Rail/Intermodal Connection project.

3 (25) ORANGE COUNTY TRANSITWAY.—From  
4 funds provided under sections 3(k)(1)(B) and  
5 3(k)(1)(C) of the Federal Transit Act, the Secretary  
6 shall make available \$15,000,000 for the Orange  
7 County Transitway connector in Costa Mesa and  
8 Irvine and the Anaheim Intermodal Transportation  
9 Center projects.

10 (26) GOLDEN EMPIRE TRANSIT LIGHT RAIL.—  
11 From funds provided under section 3(k)(1)(B) of  
12 the Federal Transit Act, the Secretary shall make  
13 available \$2,000,000 for the Golden Empire Transit  
14 Light rail project.

15 (27) DALLAS AREA RAPID TRANSIT BUS PUR-  
16 CHASE.—From funds provided under section  
17 3(k)(1)(C) of the Federal Transit Act, the Secretary  
18 shall make available \$5,000,000 to the Dallas Area  
19 Rapid Transit District for the purchase of buses.

20 (28) TRI-COUNTY COMMUTER RAIL.—From  
21 funds provided under section 3(k)(1)(A) of the Fed-  
22 eral Transit Act, and before the formula distribution  
23 of funds under such section, the Secretary shall  
24 make available \$20,000,000 for capital improve-  
25 ments to Tri-Rail Commuter Rail Service.

1           (29) SAFETY AND SECURITY PILOT PROJECT.—

2           From funds provided under section 3(k)(1)(C) of the  
3           Federal Transit Act, the Secretary shall make avail-  
4           able \$2,750,000 for a safety and security pilot  
5           project in Champaign-Urbana, Rock Island, and  
6           Springfield, Illinois.

7           (30) METRA WISCONSIN CENTRAL COMMUTER

8           RAIL LINE.—From funds provided under section  
9           3(k)(1)(B) of the Federal Transit Act, the Secretary  
10          shall make available \$5,000,000 for capital improve-  
11          ments to provide commuter rail service between An-  
12          tioch, Illinois, and Chicago Union Station.

13          (31) CINCINNATI NORTHEAST/NORTHERN KEN-

14          TUCKY RAIL LINE.—From funds provided under sec-  
15          tion 3(k)(1)(B) of the Federal Transit Act, the Sec-  
16          retary shall make available \$6,000,000 for the Cin-  
17          cinnati Northeast/Northern Kentucky Rail Line  
18          project.

19          (32) WORCESTER INTERMODAL CENTER.—

20          From funds provided under section 3(k)(1)(C) of the  
21          Federal Transit Act, the Secretary shall make avail-  
22          able \$20,000,000 for the Union Station Intermodal  
23          Center project.

24          (33) BOSTON COLLEGE ALTERNATIVE FUELS/

25          ENVIRONMENTAL EFFICIENCY BUS DEMONSTRATION

1 PROJECT.—From funds provided under section  
2 3(k)(1)(C) of the Federal Transit Act, the Secretary  
3 shall make available \$1,600,000 to Boston College  
4 for the alternative fuels/environmental efficiency bus  
5 demonstration project.

6 (34) SHADY GROVE TO FREDERICK COR-  
7 RIDOR.—From funds provided under section  
8 3(k)(1)(B) of the Federal Transit Act, the Secretary  
9 shall make available \$5,000,000 to the State of  
10 Maryland for a corridor study of transit options in  
11 the Shady Grove to Frederick Corridor.

12 (35) BALTIMORE REGIONAL TRANSIT CORRIDOR  
13 STUDY.—From funds provided under section  
14 3(k)(1)(B) of the Federal Transit Act, the Secretary  
15 shall make available \$10,000,000 to the State of  
16 Maryland for a study of transit corridors in the Bal-  
17 timore and southern Maryland regions.

18 (36) WEST TRENTON LINE.—From funds pro-  
19 vided under section 3(k)(1)(B) of the Federal Tran-  
20 sit Act, the Secretary shall make available  
21 \$10,000,000 to make capital improvements for the  
22 West Trenton Commuter Rail Line.

23 (37) WHITEHALL FERRY TERMINAL.—From  
24 funds provided under section 3(k)(1)(B) of the Fed-  
25 eral Transit Act, the Secretary shall make available

1       \$20,000,000 for reconstruction of the Whitehall  
2       Ferry Terminal in New York, New York.

3           (38) BUFFALO CROSSROADS STATION.—From  
4       funds provided under section 3(k)(1)(B) of the Fed-  
5       eral Transit Act, the Secretary shall make available  
6       \$9,000,000 to the Niagara Frontier Transportation  
7       Authority for the Crossroads Station project.

8           (39) COLUMBUS NORTH CORRIDOR/OSU LINK.—  
9       From funds provided under section 3(k)(1)(B) of  
10      the Federal Transit Act, the Secretary shall make  
11      available \$10,000,000 for the Columbus North Cor-  
12      ridor/OSU Link project.

13          (40) BAYFRONT CENTRE INTERMODAL COM-  
14      PLEX.—From funds provided under section  
15      3(k)(1)(C) of the Federal Transit Act, the Secretary  
16      shall make available \$8,000,000 for the Bayfront  
17      Centre Intermodal Complex project.

18          (41) ST. LOUIS METRO LINK EXTENSIONS.—  
19      From funds provided under section 3(k)(1)(B) of  
20      the Federal Transit Act, the Secretary shall make  
21      available \$16,000,000 for the St. Clair extension to  
22      the St. Louis Metro Link light rail transit system,  
23      \$2,450,000 for the Cross-County extension to such  
24      system, and \$3,450,000 for the St. Charles exten-  
25      sion to such system.

1           (42) ALBANY MULTIMODAL TRANSPORTATION  
2           FACILITY.—From funds provided under section  
3           3(k)(1)(C), the Secretary shall make available  
4           \$590,000 for the multimodal transportation facility  
5           in Albany, Oregon.

6           (43) MIAMI METRORAIL NORTH CORRIDOR EX-  
7           TENSION.—From funds provided under section  
8           3(k)(1)(B) of the Federal Transit Act, the Secretary  
9           shall make available \$15,000,000 for the northern  
10          extension of the Metrorail rapid transit system in  
11          Miami, Florida.

12          (44) VALPARAISO-CHICAGO COMMUTER COR-  
13          RIDOR STUDY.—From funds provided under section  
14          3(k)(1)(B) of the Federal Transit Act, the Secretary  
15          shall make available \$56,000 to determine the fea-  
16          sibility of restoring commuter rail service between  
17          Valparaiso, Indiana, and Chicago, Illinois.

18          (x) 1996 OLYMPIC AND PARA-OLYMPIC BUS  
19          GRANTS.—From funds provided under section 3(k)(1)(C)  
20          of the Federal Transit Act, the Secretary shall transfer  
21          \$16,000,000 to the program being carried out under sec-  
22          tion 9 of such Act to make available \$10,400,000 in cap-  
23          ital and operating grants to public entities loaning transit  
24          vehicles to the 1996 Olympic games and \$5,600,000 in  
25          capital and operating grants to public entities loaning



1 transit vehicles to the 1996 Para-Olympic games. The  
2 Federal share of such grants shall be 100 percent.

3 (y) CALSTART CONSORTIUM.—From funds pro-  
4 vided under section 3(k)(1)(C) of the Federal Transit Act,  
5 the Secretary shall make available \$5,000,000 to the  
6 CALSTART Consortium to perform the services described  
7 in section 6071(c) of the Intermodal Surface Transpor-  
8 tation Efficiency Act of 1991.

9 **SEC. 123. MULTIYEAR CONTRACT FOR METRO RAIL**  
10 **PROJECT.**

11 Section 3034(b)(3)(A) of the Intermodal Surface  
12 Transportation Efficiency Act of 1991 (105 Stat. 2126)  
13 is amended by striking “\$695,000,000” and inserting  
14 “\$720,000,000”.

15 **TITLE II—TECHNICAL CORREC-**  
16 **TIONS TO ISTEА AND RELAT-**  
17 **ED LAWS**

18 **SEC. 201. DEFINITIONS.**

19 Section 101(a) of title 23, United States Code, is  
20 amended by striking the 1st undesignated paragraph of  
21 such section that relates to public lands highways.

1 **SEC. 202. REFERENCES TO DWIGHT D. EISENHOWER SYS-**  
2 **TEM OF INTERSTATE AND DEFENSE HIGH-**  
3 **WAYS.**

4 (a) DECLARATION OF POLICY.—Section 2 of the  
5 Intermodal Surface Transportation Efficiency Act of 1991  
6 (105 Stat. 1914–1915) is amended—

7 (1) in the 3d undesignated paragraph by strik-  
8 ing “National System of” and inserting “Dwight D.  
9 Eisenhower System of”; and

10 (2) in the 7th undesignated paragraph by strik-  
11 ing “Interstate and Defense Highway System” and  
12 inserting “Dwight D. Eisenhower System of Inter-  
13 state and Defense Highways”.

14 (b) COMPLETION OF INTERSTATE SYSTEM.—Section  
15 1001 of the Intermodal Surface Transportation Efficiency  
16 Act of 1991 (23 U.S.C. 104 note; 105 Stat. 1915–1916)  
17 is amended in each of subsections (a) and (b) by striking  
18 “National”.

19 (c) DEFINITION OF INTERSTATE SYSTEM IN TITLE  
20 23.—The undesignated paragraph of section 101(a) of  
21 title 23, United States Code, relating to the Interstate  
22 System, is amended by striking “National”.

23 (d) CONFORMING AMENDMENT TO VEHICLE WEIGHT  
24 LIMITATIONS.—Section 127(a) of title 23, United States  
25 Code, is amended by striking “National” each place it ap-  
26 pears and inserting “Dwight D. Eisenhower”.

1 (e) VEHICLE LENGTH RESTRICTION.—Section 411(j)  
2 of the Surface Transportation Assistance Act of 1982 (49  
3 U.S.C. App. 2311(j)) is amended in each of paragraphs  
4 (1), (5)(D), and (6)(A) by striking “National” and insert-  
5 ing “Dwight D. Eisenhower”.

6 (f) LONGER COMBINATION VEHICLE DEFINED.—  
7 Section 4007(f) of the Intermodal Surface Transportation  
8 Efficiency Act of 1991 (105 Stat. 2153) is amended by  
9 striking “National” and inserting “Dwight D. Eisen-  
10 hower”.

11 (g) COMMEMORATION.—Section 6012 of the Inter-  
12 modal Surface Transportation Efficiency Act of 1991 (23  
13 U.S.C. 101 note; 105 Stat. 2180–2181) is amended—

14 (1) in the section heading by striking “**NA-**  
15 **TIONAL**”; and

16 (2) in subsection (a) by striking “National”.

17 **SEC. 203. FEDERAL-AID SYSTEMS.**

18 (a) INTERSTATE SYSTEM.—Section 103(e)(1) of title  
19 23, United States Code, is amended by striking the next  
20 to the last sentence.

21 (b) SUBSTITUTE PROJECTS.—Section 103(e)(4) of  
22 such title is amended—

23 (1) in the last sentence of subparagraph (B) by  
24 striking “projects on the Federal-aid secondary sys-

1       tem” and inserting “surface transportation program  
2       projects”;

3           (2) in subparagraph (G) by inserting “and” be-  
4       fore “\$240,000,000”; and

5           (3) in subparagraph (J)(i) by inserting a  
6       comma after “October 1, 1991”.

7   **SEC. 204. APPORTIONMENT.**

8       (a) SET-ASIDE.—Section 104(a) of title 23, United  
9       States Code, is amended—

10           (1) by striking “for the Federal-aid systems”  
11       and inserting “for this chapter”; and

12           (2) by striking “upon the Federal-aid systems”  
13       and inserting “under this chapter”.

14       (b) CROSS REFERENCE TO INTERSTATE CONSTRU-  
15       TION PERIOD OF AVAILABILITY.—Section 104(b)(5)(A) of  
16       such title is amended by striking “118(b)(2)” and insert-  
17       ing “118(b)(1)”.

18       (c) TECHNICAL AMENDMENT.—Section 104(b)(5)(B)  
19       of such title is amended by striking the comma following  
20       “1984” each place it appears.

21       (d) REPEAL OF URBAN SYSTEM APPORTIONMENT.—  
22       Section 104(b)(6) of such title is repealed.

23       (e) PLANNING SET-ASIDE.—Section 104(f)(3) of  
24       such title is amended by striking “(j)”.

1       (f) TRANSFERABILITY AMONG SAFETY AND BRIDGE  
2 PROGRAMS.—Section 104(g) of such title is amended by  
3 striking “Not more than” and all that follows through  
4 “any other of such sections” the second place it appears  
5 and inserting the following: “Not more than 40 percent  
6 of the amount which is apportioned in any fiscal year to  
7 each State under section 144 or which is reserved for such  
8 fiscal year under section 133(d)(1) only for carrying out  
9 section 130 or 152 may be transferred from the apportion-  
10 ment under section 144 or one of the reservations under  
11 section 133(d)(1) to the apportionment or reservation  
12 under such other section if such a transfer is requested  
13 by the State highway department and is approved by the  
14 Secretary as being in the public interest. The Secretary  
15 may approve the transfer of 100 percent of the apportion-  
16 ment under section 144 or one of the reservations under  
17 section 133(d)(1) to the apportionment or reservation  
18 under such other section”.

19 **SEC. 205. PROGRAMS OF PROJECTS.**

20       (a) REPEAL OF REQUIREMENT.—Section 105 of title  
21 23, United States Code, and the item relating to such sec-  
22 tion in the analysis for chapter 1 of such title are each  
23 repealed.

24       (b) CONFORMING AMENDMENTS.—Section 106(a) of  
25 such title is amended—

1 (1) by striking “, as soon as practicable after  
2 program approval,”; and

3 (2) by striking “included in an approved pro-  
4 gram”.

5 (c) PRIORITY FOR HIGH PRIORITY SEGMENTS OF  
6 CORRIDORS OF NATIONAL SIGNIFICANCE.—Section  
7 1105(g)(7) of the Intermodal Surface Transportation Ef-  
8 ficiency Act of 1991 (105 Stat. 2036) is amended to read  
9 as follows:

10 “(7) PRIORITY FOR HIGH PRIORITY SEGMENTS  
11 OF CORRIDORS OF NATIONAL SIGNIFICANCE.—In se-  
12 lecting projects for inclusion in a plan or program  
13 under chapter 1 of title 23, United States Code, a  
14 State may give priority to high priority segments of  
15 corridors identified under subsection (c) of this sec-  
16 tion.”.

17 **SEC. 206. ADVANCE ACQUISITION OF RIGHTS-OF-WAY.**

18 (a) INTERSTATE SYSTEM.—Section 107(a)(2) of title  
19 23, United States Code, is amended by striking “sub-  
20 section (c)” and inserting “subsection (a)”.

21 (b) APPORTIONED FUNDS.—Section 108(a) of such  
22 title is amended—

23 (1) by striking “on any Federal-aid highway”  
24 and inserting “for any project eligible for assistance  
25 under this chapter”;

1           (2) by striking “on such highway” and insert-  
2           ing “on such project”; and

3           (3) by striking “a road” and inserting “the  
4           project”.

5           (c) RIGHT-OF-WAY REVOLVING FUND FUNDS.—Sec-  
6           tion 108(c) of such title is amended—

7           (1) in paragraph (2) by striking “highways and  
8           passenger transit facilities on any Federal-aid sys-  
9           tem” and inserting “any project eligible for assist-  
10          ance under this chapter”; and

11          (2) in paragraph (3) by striking “such project  
12          for the actual construction” and all that follows  
13          through “Secretary” the last place it appears and  
14          inserting “actual construction of such project on  
15          rights-of-way with respect to which funds are ad-  
16          vanced under this subsection, whichever shall occur  
17          first, the right-of-way revolving fund shall be cred-  
18          ited with an amount equal to the Federal share of  
19          the funds advanced, as provided in section 120 of  
20          this title, out of any funds apportioned under this  
21          chapter to the State in which such project is located  
22          and available for obligation for such projects and the  
23          State shall reimburse the Secretary”.

1 (d) EARLY ACQUISITION.—Section 108(d)(2)(F) of  
2 such title is amended by striking “this Act” and inserting  
3 “this title”.

4 **SEC. 207. STANDARDS.**

5 Section 109 of title 23, United States Code, is  
6 amended—

7 (1) in subsection (h) by striking “Federal-aid  
8 system” and inserting “Federal-aid highway”; and

9 (2) in subsection (q) by striking “under sec-  
10 tions” and inserting “under section”.

11 **SEC. 208. LETTING OF CONTRACTS.**

12 Section 112(f) of title 23, United States Code, relat-  
13 ing to applicability to contracts for projects on the second-  
14 ary system, is repealed.

15 **SEC. 209. PREVAILING RATE OF WAGE.**

16 Section 113 of title 23, United States Code, is  
17 amended—

18 (1) in subsection (a) by striking “highway  
19 projects on” and all that follows through “author-  
20 ized under” and inserting “highway projects on Fed-  
21 eral-aid highways authorized under”;

22 (2) in subsection (a) by striking “upon the Fed-  
23 eral-aid systems,” and inserting “on Federal-aid  
24 highways,”; and



1           (3) in subsection (b) by striking “of the Fed-  
2       eral-aid systems” and inserting “Federal-aid high-  
3       way”.

4   **SEC. 210. CONSTRUCTION.**

5       Section 114 of title 23, United States Code, is  
6 amended—

7           (1) in subsection (a) by striking “highways or  
8       portions of highways located on a Federal-aid sys-  
9       tem” and inserting “Federal-aid highway or portion  
10      thereof”;

11          (2) in subsection (b)(1) by striking “highways  
12      or portions of highways located on a Federal-aid sys-  
13      tem” and inserting “a Federal-aid highway or por-  
14      tion thereof”; and

15          (3) in subsection (b)(3) by striking “highways  
16      or portions of highways located on a Federal-aid sys-  
17      tem” and inserting “any Federal-aid highway or  
18      portion thereof”.

19   **SEC. 211. ADVANCE CONSTRUCTION.**

20      Section 115 of title 23, United States Code, is  
21 amended—

22          (1) in subsection (a)(2) by striking “PLANS,  
23      SPECIFICATIONS,” and inserting “PROJECT AP-  
24      PROVAL”; and

1           (2) in subsection (c) by striking “134,” and the  
2           second comma after “144”.

3 **SEC. 212. MAINTENANCE.**

4           Section 116 of title 23, United States Code, is  
5 amended—

6           (1) by inserting “highway” before “project” the  
7           first place it appears in each of subsections (a) and  
8           (c);

9           (2) in subsection (a) by striking “no longer con-  
10          stitutes a part of a Federal-aid system” and insert-  
11          ing “is no longer a Federal-aid highway”; and

12          (3) in subsection (b) by striking “the Federal-  
13          aid secondary system” and inserting “a Federal-aid  
14          highway”.

15 **SEC. 213. CERTIFICATION ACCEPTANCE.**

16          Section 117 of title 23, United States Code, is  
17 amended—

18          (1) in subsection (e) by striking “2000(d)” and  
19          inserting “2000d”; and

20          (2) by striking subsection (f), relating to dis-  
21          charge of the Secretary’s responsibilities with respect  
22          to the secondary system.

23 **SEC. 214. AVAILABILITY OF FUNDS.**

24          (a) PERIOD OF AVAILABILITY.—Section 118(b)(1) of  
25 title 23, United States Code, is amended—

1           (1) in the first sentence by striking “Interstate  
2       construction in a State” and inserting “completion  
3       of the Interstate System in a State”; and

4           (2) in the second sentence by inserting “for  
5       completion of the Interstate System” after “shall be  
6       allocated”.

7       (b) SET-ASIDE FOR INTERSTATE CONSTRUCTION  
8       PROJECTS.—Section 118(c)(1) of such title is amended by  
9       striking the period at the end of the first sentence and  
10      all that follows through the period at the end of the second  
11      sentence and inserting “for obligation at the discretion of  
12      the Secretary for projects to complete the Interstate Sys-  
13      tem.”.

14      (c) SET-ASIDE FOR 4R PROJECTS.—Section  
15      118(c)(2) of such title is amended by inserting “of” after  
16      “\$64,000,000 for each”.

17   **SEC. 215. FEDERAL SHARE.**

18      (a) INTERSTATE SYSTEM PROJECTS.—Section  
19      120(a) of title 23, United States Code, is amended by in-  
20      serting before “including a project” the following: “includ-  
21      ing a project the cost for which is included in the 1991  
22      interstate cost estimate and”.

23      (b) SAFETY PROJECTS.—Section 120(c) of such title  
24      is amended by striking “for all the Federal-aid systems”.

1 (c) EMERGENCY RELIEF.—The first sentence of sec-  
2 tion 120(e) of such title is amended—

3 (1) by striking “system, including” and insert-  
4 ing “, including a highway on”;

5 (2) by striking “on a project on such system”;

6 (3) by striking “and (c)” and inserting “and  
7 (b)”;

8 (4) by striking “90 days” and inserting “180  
9 days”.

10 (d) PLANNING PROJECTS.—Section 120 of such title  
11 is amended by adding at the end the following new sub-  
12 section:

13 “(j) PLANNING PROJECTS.—The Federal share pay-  
14 able on account of any project to be carried out with funds  
15 set aside under section 104(f) of this title shall be 80 per-  
16 cent of the costs thereof unless the Secretary determines  
17 that the interest of the Federal-aid highway program  
18 would best be served by decreasing or eliminating the non-  
19 Federal share of such costs.”.

20 (e) CONFORMING AMENDMENT.—Section 208(2) of  
21 the Demonstration Cities and Metropolitan Development  
22 Act of 1966 (42 U.S.C. 3338(2)) is amended by striking  
23 “section 120(a) of title 23, United States Code;”.

1 **SEC. 216. PAYMENT TO STATES FOR CONSTRUCTION.**

2 Section 121 of title 23, United States Code, is  
3 amended—

4 (1) in subsection (b) by striking “After” and  
5 inserting “Except as otherwise provided in this title,  
6 after”; and

7 (2) in subsection (c) by striking “Federal-aid  
8 system” and inserting “Federal-aid highway”.

9 **SEC. 217. RELOCATION OF UTILITY FACILITIES.**

10 Section 123(a) of title 23, United States Code, is  
11 amended—

12 (1) by striking “on any Federal-aid system”  
13 and inserting “eligible for assistance under this  
14 chapter”; and

15 (2) by striking the last sentence.

16 **SEC. 218. ADVANCES TO STATES.**

17 Section 124(a) of title 23, United States Code, is  
18 amended by striking “projects on any of the Federal-aid  
19 systems, including the Interstate System, he” and insert-  
20 ing “a project eligible for assistance under this title, the  
21 Secretary”.

22 **SEC. 219. EMERGENCY RELIEF.**

23 (a) TECHNICAL AMENDMENT.—The first sentence of  
24 section 125(b) of title 23, United States Code, is amended  
25 by striking all preceding “*Provided*” and inserting the fol-  
26 lowing: “The Secretary may expend funds from the emer-

1 gency fund herein authorized for projects for repair or re-  
2 construction on Federal-aid highways in accordance with  
3 the provisions of this chapter:”.

4 (b) CONFORMING AMENDMENTS.—Section 125(b) of  
5 such title is further amended—

6 (1) by striking “authorized” in the second sen-  
7 tence and all that follows through the period at the  
8 end of such sentence and inserting “authorized on  
9 Federal-aid highways.”; and

10 (2) by striking “the Disaster Relief and Emer-  
11 gency Assistance Act (Public Law 93–288)” and in-  
12 serting “The Robert T. Stafford Disaster Relief and  
13 Emergency Assistance Act”.

14 **SEC. 220. APPLICABILITY OF AXLE WEIGHT LIMITATIONS.**

15 (a) WISCONSIN STATE ROUTE 78 AND UNITED  
16 STATES ROUTE 51.—Section 127 of title 23, United  
17 States Code, is amended by adding at the end the follow-  
18 ing new subsection:

19 “(f) OPERATION OF CERTAIN SPECIALIZED HAULING  
20 VEHICLES ON CERTAIN WISCONSIN HIGHWAYS.—If the  
21 104-mile portion of Wisconsin State Route 78 and United  
22 States Route 51 between Interstate Route 94 near Por-  
23 tage, Wisconsin, and Wisconsin State Route 29 south of  
24 Wausau, Wisconsin, is designated as part of the Interstate  
25 System under section 139(a) of title 23, United States

1 Code, the single axle, tandem axle, gross vehicle weight,  
2 and bridge formula limits set forth in subsection (a) shall  
3 not apply to the operation on such 104-mile portion of  
4 any vehicle which could legally operate on such 104-mile  
5 portion before the date of the enactment of this sub-  
6 section.”.

7 (b) VEHICLE WEIGHT LIMITATIONS IN THE STATE  
8 OF OHIO.—

9 (1) REVIEW.—The Secretary of Transportation  
10 shall review the Federal and State commercial motor  
11 vehicle weight limitations applicable to Federal-aid  
12 highways in the State of Ohio.

13 (2) WAIVER AUTHORITY.—If the Secretary of  
14 Transportation determines, on the basis of the re-  
15 view conducted under paragraph (1), that it is in the  
16 public interest, the Secretary may waive application  
17 of the vehicle weight limitations of section 127(a) of  
18 title 23, United States Code, and of the State cer-  
19 tification requirements of sections 141(b) and 141(c)  
20 of such title, in whole or in part, to highways on the  
21 Dwight D. Eisenhower System of Interstate and De-  
22 fense Highways in the State of Ohio for short wheel-  
23 base vehicles for such period as the Secretary deter-  
24 mines may be necessary to permit a reasonable pe-

1       riod of depreciation for short wheel-base vehicles  
2       purchased before October 1, 1991.

3           (3) MORATORIUM ON WITHHOLDING OF  
4       FUNDS.—Until the Secretary of Transportation  
5       makes a determination relating to the public interest  
6       under paragraph (2), the Secretary shall not with-  
7       hold funds under section 127(a) or 141(c) of title  
8       23, United States Code, from apportionment to the  
9       State of Ohio for failure to comply with such section  
10      with respect to short wheel-base vehicles.

11      (c) TECHNICAL AMENDMENTS.—Section 127 of title  
12   23, United States Code, is amended—

13           (1) in subsection (a) by striking “118(b)(1)”  
14      and inserting “118(b)(2)”; and

15           (2) in subsection (d)(1)(E) by striking “July 5,  
16      1991” and inserting “July 6, 1991”.

17   **SEC. 221. TOLL ROADS.**

18      (a) USE OF REVENUES.—Section 129(a)(3) of title  
19   23, United States Code, is amended by striking “all toll  
20   revenues received” and all that follows through the period  
21   at the end of the first sentence and inserting the following:  
22   “toll revenues received from operation of the toll facility  
23   will be used for financing and any other obligations in re-  
24   spect of the facility, for reserves, for reasonable return to  
25   investors financing the project (as determined by the



1 State), and for the costs necessary for the proper oper-  
2 ation and maintenance of the toll facility, including recon-  
3 struction, resurfacing, restoration, and rehabilitation.”.

4 (b) REFERENCE TO FEDERAL-AID HIGHWAYS.—The  
5 last sentence of section 129(a)(4) of such title is amended  
6 by striking “the Federal-aid system” and inserting “Fed-  
7 eral-aid highways”.

8 (c) LOANS.—Section 129(a)(7) of such title is  
9 amended—

10 (1) by inserting “or commit to loan” after  
11 “loan” the first place it appears;

12 (2) by striking “agency” each place it appears  
13 and inserting “entity”;

14 (3) by inserting after “constructing” the first  
15 place it appears “or proposing to construct”;

16 (4) by striking “all Federal environmental re-  
17 quirements have been complied with and permits ob-  
18 tained” and inserting “the National Environmental  
19 Policy Act of 1969 has been complied with”;

20 (5) by inserting “to a private entity” after  
21 “Any such loan”;

22 (6) by inserting after the fifth sentence the fol-  
23 lowing new sentence: “Any such loan to a public en-  
24 tity shall bear interest at such rate as the State de-  
25 termines appropriate.”; and

1           (7) by striking “the time the loan was obli-  
2           gated” and inserting “the date of the initial funding  
3           of the loan”.

4           (d) CONSTRUCTION OF FERRY BOATS AND FERRY  
5           TERMINAL FACILITIES.—Section 129 of such title is  
6           amended—

7           (1) in the first sentence of subsection (b) by  
8           striking “the route of which” and all that follows  
9           through the period at the end of such sentence and  
10          inserting “the route of which has been classified as  
11          a public road and has not been designated as a route  
12          on the Interstate System.”; and

13          (2) in subsection (c)(4) by striking “and” pre-  
14          ceding “repair”.

15          (e) PILOT PROGRAM.—Section 129(d) of such title  
16          is amended—

17          (1) in each of paragraphs (1) and (3) by strik-  
18          ing “7” and inserting “9”;

19          (2) in paragraph (3) by striking “State of  
20          Pennsylvania” each place it appears and inserting  
21          “States of Pennsylvania and West Virginia”; and

22          (3) in paragraph (3) by inserting “the” before  
23          “State of Georgia”.

24          (f) TREATMENT OF CENTENNIAL BRIDGE, ROCK IS-  
25          LAND, ILLINOIS, AGREEMENT.—For purposes of section

1 129(a)(6) of title 23, United States Code, the agreement  
2 concerning the Centennial Bridge, Rock Island, Illinois,  
3 entered into under the Act entitled “An Act authorizing  
4 the city of Rock Island, Illinois, or its assigns, to con-  
5 struct, maintain, and operate a toll bridge across the Mis-  
6 sissippi River at or near Rock Island, Illinois, and to a  
7 place at or near the city of Davenport, Iowa”, approved  
8 March 18, 1938 (52 Stat. 110), shall be treated as if such  
9 agreement had been entered into under section 129 of title  
10 23, United States Code, as in effect on December 17,  
11 1991, and may be modified accordingly.

12 (g) TREATMENT OF I-95 AND PENNSYLVANIA TURN-  
13 PIKE.—For purposes of section 129 of title 23, United  
14 States Code, the project for construction of an interchange  
15 between Interstate Route 95 and the Pennsylvania Turn-  
16 pike shall be treated as a reconstruction project described  
17 in section 129(a)(1)(B) of such title.

18 **SEC. 222. RAIL-HIGHWAY CROSSINGS.**

19 Section 130 of title 23, United States Code, is  
20 amended—

21 (1) in subsection (a) by striking “Except as  
22 provided in subsection (d) of” and inserting “Sub-  
23 ject to”;

24 (2) in subsection (a) by striking “entire” each  
25 place it appears;

1           (3) in subsection (a) by striking “except as pro-  
2       vided in subsection (d) of” and inserting “subject  
3       to”;

4           (4) in subsection (e) by striking “authorized for  
5       and”;

6           (5) in subsection (e) by striking the last sen-  
7       tence;

8           (6) by striking subsection (f) and redesignating  
9       subsections (g) and (h) as subsections (f) and (g),  
10      respectively; and

11          (7) in subsection (f) as so redesignated by strik-  
12      ing “railroad highway” and inserting “railroad-high-  
13      way”.

14   **SEC. 223. SURFACE TRANSPORTATION PROGRAM.**

15      (a) STATE CERTIFICATION.—Section 133 of title 23,  
16   United States Code, is amended—

17          (1) in subsection (c) by striking “subsections  
18      (b) (3) and (4)” and inserting “subsections (b)(3)  
19      and (b)(4)”;

20          (2) in subsection (d)(3)(B) by striking “tobe”  
21      and inserting “to be”; and

22          (3) in subsection (e)(2) by inserting after “each  
23      State” the following: “or the designated transpor-  
24      tation authority of the State”.

1 (b) TECHNICAL AMENDMENT.—Section 1007(b)(1)  
2 of the Intermodal Surface Transportation Efficiency Act  
3 of 1991 (105 Stat. 1930) is amended—

4 (1) by striking “104(b)(3)” and inserting  
5 “104(b)”; and

6 (2) by striking “to read as follows” and insert-  
7 ing “by inserting after paragraph (2) the following  
8 new paragraph”.

9 **SEC. 224. METROPOLITAN PLANNING.**

10 (a) TECHNICAL AMENDMENTS.—Section 134 of title  
11 23, United States Code, is amended—

12 (1) in each of subsections (b)(2), (b)(3), and  
13 (h)(4) by striking “the date of the enactment of this  
14 section” and inserting “December 18, 1991”;

15 (2) in each of subsections (b)(3)(B) and  
16 (g)(2)(B) by striking “long-range” and inserting  
17 “long range”;

18 (3) in subsection (f)(11) by inserting “pas-  
19 sengers and” before “freight”;

20 (4) in subsection (g)(5) by redesignating sub-  
21 paragraphs (i) and (ii) as subparagraphs (A) and  
22 (B); and

23 (5) in subsection (k) by striking “the Federal-  
24 Aid Highway Act of 1991” and inserting “this  
25 title”.

1 (b) FACTORS TO BE CONSIDERED.—Section 134(f)  
 2 of such title is amended by adding at the end the following  
 3 new paragraph:

4 “(16) Recreational travel and tourism.”.

5 (c) TRANSFER OF FUNDS.—Section 134(k) of such  
 6 title is amended by striking the last sentence.

7 (d) CONFORMING CHAPTER ANALYSIS AMEND-  
 8 MENT.—The analysis for chapter 1 of such title is amend-  
 9 ed by striking

“134. Transportation planning in certain urban areas.”

10 and inserting

“134. Metropolitan planning.”.

11 **SEC. 225. STATEWIDE PLANNING.**

12 Section 135 of title 23, United States Code, is  
 13 amended—

14 (1) in subsection (c) by striking paragraph (1)  
 15 and inserting the following new paragraph:

16 “(1) The transportation needs identified  
 17 through use of the management systems required by  
 18 section 303 of this title.”;

19 (2) in subsection (c)(5) by inserting after  
 20 “nonmetropolitan areas” the following: “, including  
 21 the identification of a rural priority local road and  
 22 bridge system,”;

1 (3) in subsection (c) by striking paragraph (15)  
2 and redesignating paragraphs (16) through (20) as  
3 paragraphs (15) through (19), respectively;

4 (4) in subsection (c)(18), as so redesignated, by  
5 striking “commercial motor vehicles” and inserting  
6 “passengers and freight”;

7 (5) in subsection (d)(3) by striking “concerns”  
8 and inserting “transportation needs”;

9 (6) in each of subsections (e) and (f)(1) by in-  
10 serting “Indian tribal governments,” after “private  
11 providers of transportation,”; and

12 (7) in subsection (h)—

13 (A) by striking “United States Code,” and  
14 inserting “other Federal laws, and”;

15 (B) by striking “this Act” and inserting  
16 “this title”; and

17 (C) by striking “or section 8 of such Act,”  
18 and inserting “of this title, or section 8 of the  
19 Federal Transit Act,”.

20 **SEC. 226. CONTROL OF JUNKYARDS.**

21 (a) STRICTER STATE STANDARDS.—Section 136(l) of  
22 title 23, United States Code, is amended by striking “the  
23 Federal-aid highway systems” and inserting “Federal-aid  
24 highways”.

1 (b) PRIMARY SYSTEM DEFINED.—Section 136 of  
2 such title is amended by adding at the end the following  
3 new subsection:

4 “(n) PRIMARY SYSTEM DEFINED.—For purposes of  
5 this section, the term ‘primary system’ means the Federal-  
6 aid primary system in existence on June 1, 1991, and any  
7 highway which is not on such system but which is on the  
8 National Highway System.”.

9 **SEC. 227. NONDISCRIMINATION.**

10 (a) STATE ASSURANCES.—Section 140(a) of title 23,  
11 United States Code, is amended by striking “any of the  
12 Federal-aid systems” and inserting “Federal-aid high-  
13 ways”.

14 (b) TRAINING.—Section 140(b) of such title is  
15 amended—

16 (1) by striking “for the surface transportation  
17 program”; and

18 (2) by striking “the bridge program”.

19 **SEC. 228. ENFORCEMENT OF REQUIREMENTS.**

20 Section 141(b) of title 23, United States Code, is  
21 amended by striking “the Federal-aid primary system”  
22 and all that follows through “including” and inserting  
23 “Federal-aid highways, including highways on”.



1 **SEC. 229. AVAILABILITY OF RIGHTS-OF-WAY.**

2 Section 142 of title 23, United States Code, is  
3 amended—

4 (1) in subsection (a)(2) by striking “the sur-  
5 face” and inserting “surface”; and

6 (2) in subsection (f) by striking “exits” and in-  
7 serting “exists”.

8 **SEC. 230. HIGHWAY BRIDGE PROGRAM.**

9 (a) SET-ASIDES.—Section 144(g) of title 23, United  
10 States Code, is amended—

11 (1) in paragraph (1) by striking “103” and in-  
12 serting “1003”;

13 (2) in paragraph (3) by striking “OFF-SYSTEM  
14 BRIDGES” and inserting “BRIDGES NOT ON FED-  
15 ERAL-AID HIGHWAYS”;

16 (3) in paragraph (3) by striking “, other than  
17 those on a Federal-aid system” and inserting “that  
18 are functionally classified as local or rural minor col-  
19 lectors”; and

20 (4) in paragraph (3) by striking “bridges not  
21 on a Federal-aid system” and inserting “such  
22 bridges”.

23 (b) CROSS REFERENCE.—Section 144(i) of such title  
24 is amended by striking “307(e)” and inserting “307(h)”.

25 (c) CONTINUATION OF EXISTING BRIDGE APPOR-  
26 TIONMENT CRITERIA.—The criteria for apportionment of

1 funds used by the Department of Transportation under  
2 section 144 of title 23, United States Code, as in effect  
3 on September 30, 1991, shall remain in effect until Sep-  
4 tember 30, 1997, or until changed by law, whichever oc-  
5 curs first.

6 **SEC. 231. GREAT RIVER ROAD.**

7 Section 148(a)(1) of title 23, United States Code, is  
8 amended by striking “centers of the State” and inserting  
9 “centers of the States”.

10 **SEC. 232. HAZARD ELIMINATION PROGRAM.**

11 Section 152 of title 23, United States Code, is  
12 amended—

13 (1) in subsection (c) by striking “authorized”  
14 and inserting “available”; and

15 (2) by striking subsections (d) and (e) and re-  
16 designating subsections (f), (g), and (h) as sub-  
17 sections (d), (e), and (f), respectively.

18 **SEC. 233. USE OF SAFETY BELTS AND MOTORCYCLE HEL-**  
19 **METS.**

20 (a) REFERENCE TO DATE OF ENACTMENT.—Section  
21 153 of title 23, United States Code, is amended—

22 (1) in subsection (c) by striking “the date of  
23 the enactment of this section” and inserting “De-  
24 cember 31, 1991”; and

1           (2) in subsection (i)(3) by striking “the date of  
2           the enactment of this section” and inserting “De-  
3           cember 31, 1991,”.

4           (b) ELIGIBILITY FOR GRANTS.—Section 153(f)(2) of  
5           such title is amended by striking “at all times” each place  
6           it appears.

7           (c) PENALTIES.—Section 153(h) of such title is  
8           amended—

9           (1) in paragraph (1) by striking “at any time  
10          in” and inserting “by the last day of”;

11          (2) in paragraph (2) by inserting “by the last  
12          day of fiscal year 1995 or” after “If,”;

13          (3) in paragraph (2) by striking “1994,” and  
14          inserting “1995,”; and

15          (4) in paragraph (4)(A) by striking “under sec-  
16          tion 402” and inserting “by this subsection”.

17          (d) DEFINITIONS.—Section 153(i) of such title is  
18          amended by adding at the end the following new para-  
19          graph:

20                 “(5) STATE.—The term ‘State’ has the mean-  
21          ing such term has under chapter 4 of this title.”.

22   **SEC. 234. NATIONAL MAXIMUM SPEED LIMIT.**

23          (a) EXISTING PROGRAM.—Section 154(a)(1) of title  
24          23, United States Code, is amended by striking “on the  
25          Interstate System” and all that follows through “or more”

1 and inserting “described in clause (2) or (3) of this sub-  
2 section”.

3 (b) NEW PROGRAM.—Section 1029 of the Intermodal  
4 Surface Transportation Efficiency Act of 1991 (105 Stat.  
5 1968–1970) is amended—

6 (1) in subsection (c)(1)(A) by inserting “of a  
7 State” after “apportionments”;

8 (2) in subsection (c)(1)(A) by striking “if a  
9 State” and inserting “to the apportionment of the  
10 State under section 402 of such title if the State”;

11 (3) in subsection (c) by redesignating para-  
12 graphs (2) and (3) as paragraphs (3) and (4), re-  
13 spectively; and

14 (4) by inserting after paragraph (1) of sub-  
15 section (c) the following new paragraph:

16 “(2) LIMITATION ON USE OF FUNDS.—

17 “(A) GENERAL RULE.—A State must obli-  
18 gate at least 50 percent of its funds transferred  
19 pursuant to this subsection for a fiscal year for  
20 speed limit enforcement and public information  
21 and education.

22 “(B) WAIVER.—Upon request of a State,  
23 the Secretary may waive the requirement of  
24 subparagraph (A) for any fiscal year if in the  
25 preceding fiscal year the State was in compli-

1           ance with the speed limit requirements estab-  
2           lished pursuant to paragraph (1).”.

3   **SEC. 235. MINIMUM ALLOCATION.**

4       Section 157 of title 23, United States Code, is  
5   amended—

6           (1) in subsection (a)(2) by striking “118(b)(2)”  
7       and inserting “118(b)(1)”;

8           (2) in subsection (a)(3)(A) by striking “year  
9       1989” and inserting “years 1989”; and

10          (3) by striking subsection (c) and redesignating  
11       subsections (d) and (e) as subsections (c) and (d),  
12       respectively.

13   **SEC. 236. NATIONAL MINIMUM DRINKING AGE.**

14       Section 158 of title 23, United States Code, is  
15   amended—

16          (1) in subsection (a) by striking “104(b)(5),  
17       and 104(b)(6)” each place it appears and inserting  
18       “104(b)(3), and 104(b)(5)”;

19          (2) in subsection (b)(1)(A)(iii) by striking  
20       “104(b)(6)” and inserting “104(b)(3)”;

21          (3) in subsection (b)(3)(B) by striking  
22       “104(b)(5)(B), or 104(b)(6)” and inserting  
23       “104(b)(3), or 104(b)(5)(B)”;

24          (4) in each of subsections (b)(3) and (b)(4) by  
25       striking “118(b)” and inserting “118”.

1 **SEC. 237. REVOCATION OF DRIVERS' LICENSES OF INDIVID-**  
2 **UALS CONVICTED OF DRUG OFFENSES.**

3 Section 159 of title 23, United States Code, is  
4 amended in each of subsections (b)(3) and (b)(4) by strik-  
5 ing "118(b)" and inserting "118".

6 **SEC. 238. REIMBURSEMENT FOR SEGMENTS OF INTER-**  
7 **STATE SYSTEM CONSTRUCTED WITHOUT**  
8 **FEDERAL ASSISTANCE.**

9 Section 160 of title 23, United States Code, is  
10 amended—

11 (1) in subsection (b) by striking "The amount"  
12 and inserting "Subject to subsection (g), the  
13 amount"; and

14 (2) by adding at the end the following new sub-  
15 section:

16 "(g) PUERTO RICO.—Notwithstanding any other pro-  
17 vision of this section, Puerto Rico shall receive in a fiscal  
18 year  $\frac{1}{2}$  of 1 percent of the amounts appropriated pursu-  
19 ant to subsection (f) for such fiscal year. No State (includ-  
20 ing the District of Columbia) which has a reimbursement  
21 percentage in the table contained in subsection (c) of 0.50  
22 shall have its reimbursement amount in fiscal years 1996  
23 and 1997 reduced as a result of the enactment of the pre-  
24 ceding sentence."

1 **SEC. 239. FEDERAL LANDS HIGHWAY PROGRAM.**

2 (a) PUBLIC LANDS HIGHWAYS ALLOCATION.—Sec-  
3 tion 202(b) of title 23, United States Code, is amended  
4 by striking “66 percent of the remainder” and inserting  
5 “the remaining 66 percent”.

6 (b) AVAILABILITY OF FUNDS.—Section 203 of such  
7 title is amended by striking the comma preceding “forest  
8 development” each place it appears.

9 (c) PURPOSES FOR WHICH FUNDS MAY BE USED.—  
10 Section 204(b) of such title is amended—

11 (1) by striking “construction and improvement”  
12 each place it appears and inserting “planning, re-  
13 search, engineering, and construction”; and

14 (2) by striking “construction or improvement”  
15 and inserting “planning, research, engineering, or  
16 construction”.

17 (d) APPROVAL OF INDIAN RESERVATION ROAD  
18 PROJECTS.—Section 204(c) of such title is amended by  
19 inserting “of” after “15 percent”.

20 (e) OBLIGATION OF FUNDS.—Section 204 of such  
21 title is amended by adding at the end the following new  
22 subsection:

23 “(k) OBLIGATION OF FUNDS.—Notwithstanding any  
24 other provision of law, funds available for Federal lands  
25 highway programs shall be treated as obligated if—

1           “(1) the Secretary authorizes engineering and  
2           related work for a particular project; or

3           “(2) the Secretary approves plans, specifica-  
4           tions, and estimates for procurement of construction  
5           under section 106 or 117 of this title.”.

6           (f) REFERENCE TO PARK ROADS.—Section  
7           1003(a)(6)(C) of the Intermodal Surface Transportation  
8           Efficiency Act of 1991 (105 Stat. 1919) is amended—

9                   (1) by striking “HIGHWAYS” in the subpara-  
10           graph heading and inserting “ROADS”; and

11                   (2) by striking “highways” the place it appears  
12           preceding “\$69,000,000” and inserting “roads”.

13           (g) TECHNICAL AMENDMENT.—Section 1032(b)(2)  
14           (A) of such Act (105 Stat. 1974) is amended by striking  
15           “improvements” and inserting “improvement”.

16   **SEC. 240. BICYCLE TRANSPORTATION AND PEDESTRIAN**  
17                   **WALKWAY.**

18           Section 217 of title 23, United States Code, is  
19           amended—

20                   (1) in subsection (b) by inserting “pedestrian  
21           walkways and” before “bicycle transportation facili-  
22           ties”;

23                   (2) in subsection (f) by striking “and the Fed-  
24           eral share” and all that follows through “80 per-  
25           cent”;



1           (3) by redesignating subsection (j) as sub-  
2           section (k); and

3           (4) by inserting after subsection (i) the follow-  
4           ing new subsection:

5           “(j) INCLUSION OF PEDESTRIAN WALKWAYS AND BI-  
6           CYCLE TRANSPORTATION FACILITIES IN PLANNING.—

7           “(1) GENERAL RULE.—The Secretary may not  
8           approve under this chapter a highway project for  
9           new construction or reconstruction within the bound-  
10          aries of a State along which a pedestrian walkway  
11          or bicycle transportation facility is required to be in-  
12          cluded under the State’s transportation improvement  
13          plan developed under section 135 unless such pedes-  
14          trian walkway or bicycle transportation facility is  
15          part of such highway project.

16          “(2) EXCEPTION.—The Secretary does not have  
17          to approve a project for construction of a pedestrian  
18          walkway or bicycle transportation facility under  
19          paragraph (1)—

20                 “(A) if the Secretary determines that such  
21                 construction is not feasible or that use of the  
22                 walkway or facility would pose a safety risk to  
23                 pedestrians or bicyclists, as the case may be; or

1           “(B) the Secretary determines that there  
2           will be no substantial transportation or recre-  
3           ation benefit resulting from the project.”.

4   **SEC. 241. STATE HIGHWAY DEPARTMENT.**

5       Section 302(b) of title 23, United States Code, is  
6   amended by striking “on the Federal-aid secondary sys-  
7   tem, financed with secondary funds,” and inserting “not  
8   on the National Highway System”.

9   **SEC. 242. MANAGEMENT SYSTEMS.**

10      Section 303 of title 23, United States Code, is  
11   amended in each of subsections (a) and (b) by striking  
12   “1 year after the date of the enactment of this section”  
13   and inserting “December 18, 1992”.

14   **SEC. 243. STATE PLANNING AND RESEARCH.**

15      Section 307 of title 23, United States Code, is  
16   amended—

17           (1) in subsection (c)(1) by striking “104” and  
18      inserting “104(b)”;

19           (2) in subsection (e)(3)(C) by striking “climac-  
20      tic” and inserting “climatic”;

21           (3) in subsection (e)(13) by striking the  
22      quotation marks preceding “\$35,000,000”;

23           (4) in subsection (f)(2) by striking “section”  
24      the first place it appears and inserting “paragraph”;

1 (5) in the heading to subsection (f)(3) by in-  
2 serting “EARTHQUAKE” after “NATIONAL”; and  
3 (6) in subsection (f)(3) by inserting “Earth-  
4 quake” after “National”.

5 **SEC. 244. APPROPRIATION FOR HIGHWAY PURPOSES OF**  
6 **FEDERAL LANDS.**

7 Section 317(d) of title 23, United States Code, is  
8 amended by striking “system” and inserting “highway”.

9 **SEC. 245. INTERNATIONAL HIGHWAY TRANSPORTATION**  
10 **OUTREACH PROGRAM.**

11 Section 325(a)(5) of title 23, United States Code, is  
12 amended by striking “the date of the enactment of this  
13 section” and inserting “December 18, 1991”.

14 **SEC. 246. HIGHWAY SAFETY PROGRAMS.**

15 (a) IN GENERAL.—Section 402 of title 23, United  
16 States Code, is amended to read as follows:

17 **“§ 402. Highway safety programs**

18 “(a) IN GENERAL.—Each State shall have a highway  
19 safety program approved by the Secretary which is de-  
20 signed to reduce traffic accidents and deaths, injuries, and  
21 property damage resulting therefrom.

22 “(b) UNIFORM GUIDELINES.—

23 “(1) REQUIREMENT.—The State highway safe-  
24 ty programs approved under this section shall be in

1       accordance with uniform guidelines promulgated by  
2       the Secretary.

3           “(2) PERFORMANCE CRITERIA.—The uniform  
4       guidelines shall be expressed in terms of perform-  
5       ance criteria.

6           “(3) PURPOSES.—The uniform guidelines shall  
7       include, at a minimum, criteria relating to—

8           “(A) reducing injuries and deaths resulting  
9       from motor vehicles being driven in excess of  
10      posted speed limits;

11          “(B) encouraging the proper use of occu-  
12      pant protection devices (including the use of  
13      safety belts and child restraint systems) by oc-  
14      cupants of motor vehicles and increasing public  
15      awareness of the benefit of motor vehicles  
16      equipped with airbags;

17          “(C) reducing deaths and injuries resulting  
18      from persons driving motor vehicles while im-  
19      paired by alcohol or a controlled substance;

20          “(D) reducing deaths and injuries result-  
21      ing from accidents involving motorcycles;

22          “(E) reducing injuries and deaths resulting  
23      from accidents involving school buses; and

1           “(F) improving law enforcement services in  
2           motor vehicle accident prevention, traffic super-  
3           vision, and post-accident procedures.

4           “(4) EFFECTIVENESS DETERMINATION.—A  
5           State highway safety program relating to a guideline  
6           established pursuant to paragraph (3) shall be con-  
7           sidered a most effective program for purposes of  
8           subsection (i) unless the Secretary determines, after  
9           a rulemaking process under subsection (i), that it  
10          should not be so considered and submits a report to  
11          Congress describing the reasons for the determina-  
12          tion.

13          “(5) ADDITIONAL PURPOSES.—The uniform  
14          guidelines may include provisions to improve driver  
15          performance (including driver education, driver test-  
16          ing to determine proficiency to operate motor vehi-  
17          cles, driver examinations (both physical and mental)  
18          and driver licensing) and to improve pedestrian per-  
19          formance and bicycle safety. In addition the uniform  
20          guidelines may include provisions for an effective  
21          record system of accidents (including injuries and  
22          deaths resulting therefrom), accident investigations  
23          to determine the probable causes of accidents, inju-  
24          ries, and deaths, vehicle registration, operation, and  
25          inspection, highway design and maintenance (includ-

1 ing lighting, markings, and surface treatment), traf-  
2 fic control, vehicle codes and laws, surveillance of  
3 traffic for detection and correction of high or poten-  
4 tially high accident locations, and emergency serv-  
5 ices.

6 “(6) APPLICABILITY TO FEDERALLY ADMINIS-  
7 TERED AREAS.—The uniform guidelines which are  
8 applicable to State highway safety programs shall, to  
9 the extent determined appropriate by the Secretary,  
10 be applicable to federally administered areas where  
11 a Federal department or agency controls the high-  
12 ways or supervises traffic operations.

13 “(7) LIMITATION ON STATUTORY CONSTRUC-  
14 TION.—Implementation of a highway safety program  
15 under this section shall not be construed to require  
16 the Secretary to require compliance with every uni-  
17 form guideline, or with every element of every uni-  
18 form guideline, in every State.

19 “(8) COOPERATION IN PROMULGATION.—Uni-  
20 form guidelines promulgated by the Secretary to  
21 carry out this section shall be developed in coopera-  
22 tion with the States, their political subdivisions, ap-  
23 propriate Federal departments and agencies, and  
24 such other public and private organizations as the  
25 Secretary deems appropriate.

1           “(9) ASSISTANCE OF OTHER FEDERAL DEPART-  
2           MENTS.—The Secretary may make arrangements  
3           with other Federal departments and agencies for as-  
4           sistance in the preparation of uniform guidelines for  
5           the highway safety programs contemplated by this  
6           subsection and in the administration of such pro-  
7           grams. Such departments and agencies are directed  
8           to cooperate in such preparation and administration,  
9           on a reimbursable basis.

10          “(c) REQUIREMENTS FOR APPROVAL.—

11               “(1) IN GENERAL.—The Secretary may not ap-  
12           prove a State highway safety program under this  
13           section which does not—

14               “(A) provide that the Governor of the  
15           State shall be responsible for the administration  
16           of the program through a State highway safety  
17           agency which shall have adequate powers and  
18           be suitably equipped and organized to carry  
19           out, to the satisfaction of the Secretary, such  
20           program;

21               “(B) authorize political subdivisions of the  
22           State to carry out local highway safety pro-  
23           grams within their jurisdictions as a part of the  
24           State highway safety program if such local  
25           highway safety programs are approved by the

1 Governor and are in accordance with the uni-  
2 form guidelines promulgated by the Secretary  
3 under this section;

4 “(C) except as provided in paragraph (2),  
5 provide that at least 40 percent of all Federal  
6 funds apportioned under this section to the  
7 State for any fiscal year will be expended by the  
8 political subdivisions of the State, including In-  
9 dian tribal governments, in carrying out local  
10 highway safety programs authorized in accord-  
11 ance with subparagraph (B); and

12 “(D) provide adequate and reasonable ac-  
13 cess for the safe and convenient movement of  
14 individuals with disabilities, including those in  
15 wheelchairs, across curbs constructed or re-  
16 placed on or after July 1, 1976, at all pedes-  
17 trian crosswalks throughout the State.

18 “(2) WAIVER.—The Secretary may waive the  
19 requirement of paragraph (1)(C), in whole or in  
20 part, for a fiscal year for any State whenever the  
21 Secretary determines that there is an insufficient  
22 number of local highway safety programs to justify  
23 the expenditure in the State of such percentage of  
24 Federal funds during the fiscal year.



1           “(3) USE OF TECHNOLOGY FOR TRAFFIC EN-  
2       FORCEMENT.—The Secretary may encourage States  
3       to use technologically advanced traffic enforcement  
4       devices (including the use of automatic speed detec-  
5       tion devices such as photo-radar) by law enforcement  
6       officers.

7           “(d) DATA COLLECTION AND REPORTING PRO-  
8       GRAM.—

9           “(1) ESTABLISHMENT.—The Secretary shall es-  
10      tablish a highway safety program for the collection  
11      and reporting of data on traffic-related deaths and  
12      injuries by the States. Under such program, the  
13      States shall collect and report to the Secretary such  
14      data as the Secretary may require.

15          “(2) PURPOSES.—The purposes of the program  
16      under this subsection are to ensure national uniform  
17      data on such deaths and injuries and to allow the  
18      Secretary to make determinations for use in develop-  
19      ing programs to reduce such deaths and injuries and  
20      making recommendations to Congress concerning  
21      legislation necessary to implement such programs.

22          “(3) PROGRAM REQUIREMENTS.—The program  
23      under this subsection shall include information ob-  
24      tained by the Secretary under section 4004 of the  
25      Intermodal Surface Transportation Efficiency Act of

1 1991 and provide for annual reports to the Sec-  
2 retary on the efforts being made by the States in re-  
3 ducing deaths and injuries occurring at highway  
4 construction sites and the effectiveness and results  
5 of such efforts.

6 “(4) REPORTING CRITERIA.—The Secretary  
7 shall establish minimum reporting criteria for the  
8 program under this subsection. Such criteria shall  
9 include, but not be limited to, criteria on deaths and  
10 injuries resulting from police pursuits, school bus ac-  
11 cidents, and speeding, on traffic-related deaths and  
12 injuries at highway construction sites and on the  
13 configuration of commercial motor vehicles involved  
14 in motor vehicle accidents.

15 “(e) USE OF FUNDS.—

16 “(1) FOR HIGHWAY SAFETY PROGRAMS.—  
17 Funds authorized to be appropriated to carry out  
18 this section shall be used to aid the States to con-  
19 duct the highway safety programs approved in ac-  
20 cordance with subsection (a), including development  
21 and implementation of manpower training programs,  
22 and of demonstration programs that the Secretary  
23 determines will contribute directly to the reduction  
24 of traffic accidents and deaths and injuries resulting  
25 therefrom.

1           “(2) ADMINISTRATIVE EXPENSES.—Funds au-  
2           thorized to be appropriated to carry out this section  
3           shall be subject to a deduction not to exceed 5 per-  
4           cent for the necessary costs of administering the  
5           provisions of this section, and the remainder shall be  
6           apportioned among the several States under sub-  
7           section (f).

8           “(3) LIMITATION.—Nothing in this section au-  
9           thorizes the appropriation or expenditure of funds—

10                 “(A) for highway construction, mainte-  
11                 nance, or design (other than design of safety  
12                 features of highways to be incorporated into  
13                 guidelines); or

14                 “(B) for any purpose for which funds are  
15                 authorized by section 403 of this title.

16           “(f) APPORTIONMENT OF FUNDS.—

17                 “(1) FORMULA.—After the deduction under  
18                 subsection (e)(2), the remainder of the funds author-  
19                 ized to be appropriated to carry out this section  
20                 shall be apportioned 75 percent in the ratio which  
21                 the population of each State bears to the total popu-  
22                 lation of all the States, as shown by the latest avail-  
23                 able Federal census, and 25 percent in the ratio  
24                 which the public road mileage in each State bears to  
25                 the total public road mileage in all States.

1           “(2) MINIMUM PERCENTAGE.—The annual ap-  
2           portionment to each State shall not be less than  $\frac{1}{2}$   
3           of 1 percent of the total apportionment; except that  
4           the apportionments to the Virgin Islands, Guam,  
5           American Samoa, and the Commonwealth of the  
6           Northern Mariana Islands shall not be less than  $\frac{1}{4}$   
7           of 1 percent of the total apportionment.

8           “(3) APPROVED HIGHWAY SAFETY PROGRAM.—  
9           The Secretary shall not apportion any funds under  
10          this subsection to any State which is not implement-  
11          ing a highway safety program approved by the Sec-  
12          retary in accordance with this section.

13          “(4) REDUCTION OF APPORTIONMENT.—Funds  
14          apportioned under this section to any State, that  
15          does not have a highway safety program approved by  
16          the Secretary or that is not implementing an ap-  
17          proved program, shall be reduced by amounts equal  
18          to not less than 50 percent of the amounts that  
19          would otherwise be apportioned to the State under  
20          this section, until such time as the Secretary ap-  
21          proves such program or determines that the State is  
22          implementing an approved program, as appropriate.  
23          The Secretary shall consider the gravity of the  
24          State’s failure to have or implement an approved

1 program in determining the amount of the reduc-  
2 tion.

3 “(5) APPORTIONMENT OF WITHHELD FUNDS.—

4 The Secretary shall promptly apportion to the State  
5 the funds withheld from its apportionment if the  
6 Secretary approves the State’s highway safety pro-  
7 gram or determines that the State has begun imple-  
8 menting an approved program, as appropriate, prior  
9 to the end of the fiscal year for which the funds  
10 were withheld. If the Secretary determines that the  
11 State did not correct its failure within such period,  
12 the Secretary shall reapportion the withheld funds to  
13 the other States in accordance with the formula  
14 specified in this subsection not later than 30 days  
15 after such determination.

16 “(6) DETERMINATION OF PUBLIC ROAD MILE-  
17 AGE.—For the purposes of this subsection, a “public  
18 road” means any road under the jurisdiction of, and  
19 maintained by, a public authority and open to public  
20 travel. Public road mileage as used in this subsection  
21 shall be determined as of the end of the calendar  
22 year preceding the year in which the funds are ap-  
23 portioned and shall be certified to by the Governor  
24 of the State and subject to approval by the Sec-  
25 retary.

1 “(g) APPLICABILITY OF CHAPTER 1.—

2 “(1) IN GENERAL.—Except as otherwise pro-  
3 vided in this subsection, all provisions of chapter 1  
4 of this title that are applicable to National Highway  
5 System highway funds, other than provisions relat-  
6 ing to the apportionment formula and provisions  
7 limiting the expenditure of such funds to the Fed-  
8 eral-aid systems, shall apply to the highway safety  
9 funds authorized to be appropriated to carry out this  
10 section.

11 “(2) INCONSISTENT PROVISIONS.—If the Sec-  
12 retary determines that a provision of chapter 1 of  
13 this title is inconsistent with this section, such provi-  
14 sion shall not apply to funds authorized to be appro-  
15 priated to carry out this section.

16 “(3) CREDIT FOR STATE AND LOCAL EXPENDI-  
17 TURES.—The aggregate of all expenditures made  
18 during any fiscal year by a State and its political  
19 subdivisions (exclusive of Federal funds) for carrying  
20 out the State highway safety program (other than  
21 planning and administration) shall be available for  
22 the purpose of crediting such State during such fis-  
23 cal year for the non-Federal share of the cost of any  
24 project under this section (other than one for plan-  
25 ning or administration) without regard to whether

1 such expenditures were actually made in connection  
2 with such project.

3 “(4) INCREASED FEDERAL SHARE FOR CERTAIN  
4 INDIAN TRIBE PROGRAMS.—In the case of a local  
5 highway safety program carried out by an Indian  
6 tribe, if the Secretary is satisfied that an Indian  
7 tribe does not have sufficient funds available to meet  
8 the non-Federal share of the cost of such program,  
9 the Secretary may increase the Federal share of the  
10 cost thereof payable under this title to the extent  
11 necessary.

12 “(5) TREATMENT OF TERM ‘STATE HIGHWAY  
13 DEPARTMENT’.—In applying the provisions of chap-  
14 ter 1 of this title in carrying out this section, the  
15 term ‘State highway department’ as used in such  
16 provisions shall mean the Governor of a State for  
17 the purposes of this section.

18 “(h) APPLICATION IN INDIAN COUNTRY.—

19 “(1) IN GENERAL.—For the purpose of the ap-  
20 plication of this section in Indian country, the terms  
21 ‘State’ and ‘Governor of a State’ include the Sec-  
22 retary of the Interior and the term ‘political subdivi-  
23 sion of a State’ includes an Indian tribe. Notwith-  
24 standing the provisions of subsection (c)(1)(C), 95  
25 percent of the funds transferred to the Secretary of

1 the Interior under this section shall be expended by  
2 Indian tribes to carry out highway safety programs  
3 within their jurisdictions. The provisions of sub-  
4 section (c)(1)(D) shall be applicable to Indian tribes,  
5 except to those tribes with respect to which the Sec-  
6 retary determines that application of such provisions  
7 would not be practicable.

8 “(2) INDIAN COUNTRY DEFINED.—For the pur-  
9 pose of this subsection, the term ‘Indian country’  
10 means—

11 “(A) all land within the limits of any In-  
12 dian reservation under the jurisdiction of the  
13 United States, notwithstanding the issuance of  
14 any patent, and including rights-of-way running  
15 through the reservation;

16 “(B) all dependent Indian communities  
17 within the borders of the United States whether  
18 within the original or subsequently acquired ter-  
19 ritory thereof and whether within or without  
20 the limits of a State; and

21 “(C) all Indian allotments, the Indian ti-  
22 tles to which have not been extinguished, in-  
23 cluding rights-of-way running through such al-  
24 lotments.



1       “(i) RULEMAKING PROCESS.—The Secretary may  
2 from time to time conduct a rulemaking process to deter-  
3 mine those highway safety programs that are most effec-  
4 tive in reducing traffic accidents, injuries, and deaths. Any  
5 rule under this subsection shall be promulgated taking  
6 into account consideration of the views of the States hav-  
7 ing a major role in establishing such programs. When a  
8 rule promulgated in accordance with this subsection takes  
9 effect, only those programs established by such rule as  
10 most effective in reducing traffic accidents, injuries, and  
11 deaths shall be eligible to receive Federal financial assist-  
12 ance under this section.”.

13       (b) SECTION 2005.—Section 2005(1) of the Inter-  
14 modal Surface Transportation Efficiency Act of 1991  
15 (105 Stat. 2079) is amended by striking “and  
16 \$171,000,000 for each of fiscal years 1993, 1994,” and  
17 inserting “, \$126,000,000 for each of fiscal years 1993  
18 and 1994, and \$146,000,000 for each of fiscal years”.

19       **SEC. 247. NATIONAL HIGHWAY SAFETY ADVISORY COMMIT-**  
20                               **TEE.**

21       Section 404(d) of title 23, United States Code, is  
22 amended by striking “Commerce” and inserting “Trans-  
23 portation”.

1 **SEC. 248. ALCOHOL-IMPAIRED DRIVING COUNTER-**  
2 **MEASURES.**

3 Section 410(d)(1)(E) of title 23, United States Code,  
4 is amended by striking “the date of enactment of this sec-  
5 tion” and inserting “December 18, 1991”.

6 **SEC. 249. PUBLIC TRANSIT FACILITIES.**

7 Section 1023(h) of the Intermodal Surface Transpor-  
8 tation Efficiency Act of 1991 is amended by striking “this  
9 Act” each place it appears and inserting “the Department  
10 of Transportation and Related Agencies Appropriations  
11 Act, 1993”.

12 **SEC. 250. HIGH COST BRIDGE PROJECT.**

13 The table contained in section 1103(b) of the Inter-  
14 modal Surface Transportation Efficiency Act of 1991  
15 (105 Stat. 2027–2028) is amended in item number 5, re-  
16 lating to Gloucester Point, Virginia, by inserting after  
17 “York River” the following: “and for repair, strengthen-  
18 ing, and rehabilitation of the existing bridge”.

19 **SEC. 251. CONGESTION RELIEF PROJECT.**

20 The table contained in section 1104(b) of the Inter-  
21 modal Surface Transportation Efficiency Act of 1991  
22 (105 Stat. 2029–2031) is amended—

23 (1) in item number 10, relating to San Diego,  
24 California, by striking “1 block of Cut and Cover  
25 Tunnel on Rt. 15” and inserting “bridge decking on  
26 Route 15”; and

1           (2) in item number 43, relating to West Vir-  
2           ginia, by striking “Coal Fields” and inserting “Coal-  
3           fields”.

4   **SEC. 252. HIGH PRIORITY CORRIDORS ON NATIONAL HIGH-**  
5                   **WAY SYSTEM.**

6           (a) EAST-WEST TRANSAMERICA CORRIDOR.—Section  
7   1105(c)(3) of the Intermodal Surface Transportation Effi-  
8   ciency Act of 1991 (105 Stat. 2032) is amended by insert-  
9   ing before the period at the end the following: “, including  
10   (A) a Kentucky corridor centered on the cities of Paducah,  
11   Benton, Hopkinsville, Bowling Green, Columbia, Somer-  
12   set, London, Hazard, Jenkins, and Pikeville, Kentucky, to  
13   Williamson, West Virginia, and (B) a West Virginia cor-  
14   ridor from Williamson to the vicinity of Welch, West Vir-  
15   ginia, sharing a common corridor with the Interstate  
16   Route I–73/74 corridor (referred to in item 12 of the table  
17   contained in subsection (f)), and from the vicinity of  
18   Welch to Beckley, West Virginia, as part of the Coalfields  
19   Expressway described in section 1069(v)”.

20          (b) INDIANAPOLIS TO HOUSTON CORRIDOR.—Section  
21   1105(c)(18) of such Act (105 Stat. 2032) is amended by  
22   inserting before the period at the end the following: “, in-  
23   cluding a Kentucky corridor centered on the cities of Hen-  
24   derson, Sturgis, Smithland, Paducah, Bardwell, and Hick-  
25   man, Kentucky”.

1 **SEC. 253. HIGH PRIORITY CORRIDOR PROJECT.**

2 The table contained in section 1105(f) of the Inter-  
3 modal Surface Transportation Efficiency Act of 1991  
4 (105 Stat. 2033–2035) is amended—

5 (1) in item 1, relating to Pennsylvania, by in-  
6 serting after “For” the following: “the segment de-  
7 scribed in item 6 of this table and, after completion  
8 of such segment, for”; and

9 (2) in item number 26, relating to Indiana,  
10 Kentucky, Tennessee, by striking “Newberry” and  
11 inserting “Evansville”.

12 **SEC. 254. RURAL ACCESS PROJECTS.**

13 (a) PROJECT DESCRIPTIONS.—The table contained  
14 in section 1106(a)(2) of the Intermodal Surface Transpor-  
15 tation Efficiency Act of 1991 (105 Stat. 2037–2042) is  
16 amended—

17 (1) in item number 34, relating to Illinois, by  
18 striking “Resurfacing” and all that follows through  
19 “Omaha” and inserting “Bel-Air Road improvement  
20 from south of Carmi to State Route 141 in south-  
21 eastern White County”;

22 (2) in item number 52, relating to Bedford  
23 Springs, Pennsylvania, by striking “and Hunting-  
24 ton” and inserting “Franklin, and Huntingdon”;

1           (3) in item number 61, relating to Lubbock,  
2       Texas, by striking “with” and inserting “with Inter-  
3       state 10 through”;

4           (4) in item number 75, relating to Pennsylva-  
5       nia, by striking “Widen” and all that follows  
6       through “lanes” and inserting “Road improvements  
7       on a 14-mile segment of U.S. Route 15 in Lycoming  
8       County, Pennsylvania”;

9           (5) in item number 92, relating to Ohio, by  
10      striking “Minerva, Ohio” and insert “Lisbon, Ohio”;

11          (6) in item number 93, relating to New Mexico,  
12      by striking “Raton-Clayton Rd., Clayton, New Mex-  
13      ico” and inserting “U.S. Rt. 64/87 from Raton, New  
14      Mexico, through Clayton to the Texas-New Mexico  
15      State line”; and

16          (7) in item number 111, relating to Parker  
17      County, Texas (SH199)—

18            (A) by striking “Parker County” and in-  
19      serting “Parker and Tarrant Counties”; and

20            (B) by striking “to four-” and inserting  
21      “in Tarrant County, to freeway standards and  
22      in Parker County to a 4-”.

23      (b) ADDITIONAL FUNDING.—Section 1106(a) of such  
24   Act is amended by adding at the end the following:

1           “(8) ADDITIONAL FUNDING.—In addition to  
2       funds otherwise made available by this subsection  
3       for the project described in item number 52 of the  
4       table contained in paragraph (2), there shall be  
5       available from the Highway Trust Fund (other than  
6       the Mass Transit Account) for carrying out such  
7       project \$5,000,000 for fiscal year 1995 and  
8       \$1,300,000 per fiscal year for each of fiscal years  
9       1996 and 1997.”.

10 **SEC. 255. URBAN ACCESS AND MOBILITY PROJECTS.**

11       The table contained in section 1106(b)(2) of the  
12       Intermodal Surface Transportation Efficiency Act of 1991  
13       (105 Stat. 2043–2047) is amended—

14           (1) in item number 13, relating to Joliet, Illi-  
15       nois, by striking “and construction and interchange  
16       at Houbolt Road and I–80”; and

17           (2) in item number 36, relating to Compton,  
18       California, by striking “For a grade” and all that  
19       follows through “Corridor” and inserting “For grade  
20       separations and other improvements in the city of  
21       Compton, California”.

22 **SEC. 256. INNOVATIVE PROJECTS.**

23       The table contained in section 1107(b) of the Inter-  
24       modal Surface Transportation Efficiency Act of 1991  
25       (105 Stat. 2048–2059) is amended—

1 (1) in item 20, relating to Holidaysburg, Penn-  
2 sylvania—

3 (A) by striking “Holidaysburg,” the first  
4 place it appears; and

5 (B) by inserting “, or other projects in the  
6 counties of Bedford, Blair, Centre, Franklin,  
7 and Huntingdon as selected by the State of  
8 Pennsylvania”;

9 (2) in item number 29, relating to Blacksburg,  
10 Virginia, by inserting “methods of facilitating public  
11 and private participation in” after “demonstrate”;

12 (3) in item number 35, relating to Alabama, by  
13 striking “to bypass” and all that follows through “I-  
14 85” and inserting “beginning on U.S. Route 80 west  
15 of Montgomery, Alabama, and connecting to I-65  
16 south of Montgomery and I-85 east of Montgom-  
17 ery”;

18 (4) in item number 52, relating to Pennsylva-  
19 nia, by striking “off Interstate” and all that follows  
20 through “Pennsylvania” and inserting “and other  
21 highway projects within a 30-mile vicinity of Inter-  
22 state Route 81 or Interstate Route 80 in north-  
23 eastern Pennsylvania”;

24 (5) in item number 61, relating to Mojave, Cali-  
25 fornia, by striking “Mojave” and inserting

1 “Victorville” and by inserting “Mojave” after “re-  
2 construct”;

3 (6) in item number 76, relating to Tennessee—

4 (A) by inserting after “I-81” the follow-  
5 ing: “interchange at”; and

6 (B) by striking “Interchange” and insert-  
7 ing “or Kendrick Creek Road”;

8 (7) in item number 100, relating to Arkansas,  
9 by striking “Thornton” and inserting “Little Rock”;

10 (8) in item number 113, relating to Durham  
11 County, North Carolina, by inserting after “Route  
12 147” the following: “, including the interchange at  
13 I-85”; and

14 (9) in item number 114, relating to Corpus  
15 Christi to Angleton, Texas, by striking “Construct  
16 new multi-lane freeway” and inserting “Construct a  
17 4-lane divided highway”.

18 **SEC. 257. INTERMODAL PROJECTS.**

19 The table contained in section 1108(b) of the Inter-  
20 modal Surface Transportation Efficiency Act of 1991  
21 (105 Stat. 2060–2063) is amended—

22 (1) in item number 9, relating to E. Haven/  
23 Wallingford, Connecticut—

24 (A) by striking “\$8.8” and inserting  
25 “\$7.5”;



1 (B) by striking “\$2.4” and inserting  
2 “\$2.0”; and

3 (C) by striking “\$0.7” and inserting  
4 “\$0.6”; and

5 (2) in item 51, relating to Long Beach, Califor-  
6 nia, by inserting “(including a grade separation  
7 project for the Los Alamitos traffic circle at Lake-  
8 wood Boulevard and Pacific Coast Highway)” after  
9 “Access”.

10 **SEC. 258. MISCELLANEOUS INTERMODAL SURFACE TRANS-**  
11 **PORTATION EFFICIENCY ACT AMENDMENTS.**

12 (a) CROSS REFERENCE IN HIGHWAY USE TAX EVA-  
13 SION PROGRAM.—Section 1040(a) of the Intermodal Sur-  
14 face Transportation Efficiency Act of 1991 (23 U.S.C.  
15 101 note; 105 Stat. 1992) is amended by striking “(e)”  
16 and inserting “(f)”.

17 (b) REPORT TO CONGRESS ON QUALITY IMPROVE-  
18 MENT.—Section 1043(b) of such Act (105 Stat. 1993) is  
19 amended by inserting “General” after “Comptroller”.

20 (c) COALFIELDS EXPRESSWAY.—Section 1069(v) of  
21 such Act (105 Stat. 2010) is amended by striking “97,  
22 10, 16, and 93” and inserting “16, and 83”.

23 (d) PERIOD OF AVAILABILITY OF FUNDS FOR MIS-  
24 CELLANEOUS PROJECTS.—Section 1069 of such Act is  
25 amended—

1 (1) by striking the last sentence of subsection  
2 (y); and

3 (2) by adding at the end the following new sub-  
4 section:

5 “(ii) PERIOD OF AVAILABILITY.—Funds provided to  
6 carry out this section shall remain available until ex-  
7 pended.”.

8 (e) FINAL RULE FOR ROADSIDE BARRIERS AND  
9 SAFETY APPURTENANCES.—Section 1073(b) of such Act  
10 (105 Stat. 2012) is amended by striking “1 year” and  
11 inserting “2 years”.

12 (f) INTERSTATE STUDY COMMISSION.—Section 1099  
13 of such Act (105 Stat. 2026) is amended—

14 (1) by striking “bill” and inserting “Act”;

15 (2) by striking “passage of this legislation” and  
16 inserting “the enactment of this Act”;

17 (3) by inserting after “Columbia” the second  
18 place it appears the following: “appointed by the  
19 Governors of the States of Maryland and Virginia  
20 and the Mayor of the District of Columbia, respec-  
21 tively”; and

22 (4) by striking “appointed by the Governors  
23 and the Mayor” and inserting “, 1 each for Mary-  
24 land, Virginia, and the District of Columbia ap-

1 pointed by the Governors and the Mayor, respec-  
2 tively”.

3 (g) DRUG RECOGNITION EXPERT TRAINING PRO-  
4 GRAM.—Section 2006(b) of such Act (23 U.S.C. 403 note;  
5 105 Stat. 2080) is amended by inserting “Federal” before  
6 “Advisory”.

7 (h) APPLICABILITY OF OBLIGATION CEILING TO  
8 CERTAIN HIGHWAY SAFETY PROGRAMS.—Section 2009  
9 of such Act (105 Stat. 2080) is amended—

10 (1) by striking “(a) IN GENERAL.—”;

11 (2) by striking “211(b)” the first place it ap-  
12 pears and inserting “211”;

13 (3) by striking “102” and inserting “1002”;  
14 and

15 (4) by striking subsection (b).

16 **SEC. 259. DISADVANTAGED BUSINESS ENTERPRISE PRO-**  
17 **GRAM.**

18 In administering section 1003(b) of the Intermodal  
19 Surface Transportation Efficiency Act of 1991, the limita-  
20 tion on annual gross receipts of a small business concern  
21 set forth in paragraph (2)(A) of such section shall be the  
22 only limitation on annual gross receipts which applies to  
23 small business concerns.

1 **SEC. 260. AMENDMENTS TO SURFACE TRANSPORTATION**  
2 **AND UNIFORM RELOCATION ASSISTANCE**  
3 **ACT OF 1987.**

4 (a) SECTION 149.—Section 149(a)(69) of the Sur-  
5 face Transportation and Uniform Relocation Assistance  
6 Act of 1987 (101 Stat. 191), relating to Burbank-Glen-  
7 dale-Pasadena Airport, California, is amended—

8 (1) in the first sentence by striking “highway”;

9 (2) in the first sentence by striking “and con-  
10 struction of terminal and parking facilities at such  
11 airport”; and

12 (3) by striking “by making” in the second sen-  
13 tence and all that follows through the period at the  
14 end of such sentence and inserting: “by preparing a  
15 feasibility study and conducting preliminary engi-  
16 neering, design, and construction of a link between  
17 such airport and the commuter rail system that is  
18 being developed by the Los Angeles County Metro-  
19 politan Transportation Authority.”.

20 (b) SECTION 317.—Section 317(b) of such Act (49  
21 U.S.C. App. 1608 note; 101 Stat. 233) is amended—

22 (1) in paragraphs (2) and (3) by inserting “or  
23 cooperative agreement” after “contract” each place  
24 it appears; and

25 (2) by adding at the end the following new  
26 paragraph:

1           “(7) CONVERSION OF CONTRACTS.—The Sec-  
2       retary may convert existing contracts entered into  
3       under this subsection into cooperative agreements.”.

4   **SEC. 261. FREEWAY SERVICE PATROLS.**

5       (a) GENERAL RULE.—Except to the extent that the  
6       Secretary shall find that it is not feasible, any funds ex-  
7       pended in a fiscal year directly or indirectly for freeway  
8       service patrols from amounts made available to a State  
9       under titles I and III of the Intermodal Surface Transpor-  
10      tation Efficiency Act of 1991 shall be expended with pri-  
11      vately owned or privately operated business concerns. The  
12      preceding sentence shall not apply to any publicly owned  
13      or operated freeway service patrol that was in operation  
14      before the date of the enactment of this Act.

15      (b) DEFINITION.—For purposes of this section, the  
16      term “freeway service patrol” means automotive road  
17      service vehicles and automotive towing vehicles operated  
18      in a continuous, dedicated service as part of an incident  
19      management program.

20   **SEC. 262. PAN AMERICAN HIGHWAY.**

21      (a) STUDY.—The Secretary shall conduct a study on  
22      the adequacy of and the need for improvements to the Pan  
23      American Highway.

1 (b) ELEMENTS.—The study to be conducted under  
2 subsection (a) shall at a minimum include the following  
3 elements:

4 (1) Findings on the benefits of constructing a  
5 highway at Darien Gap, Panama and Colombia.

6 (2) Recommendations for a self-financing ar-  
7 rangement for completion and maintenance of the  
8 Pan American Highway.

9 (3) Recommendations for establishing a Pan  
10 American highway authority to monitor financing,  
11 construction, maintenance, and operations of the  
12 Pan American Highway.

13 (4) Findings on the benefits to trade and pros-  
14 perity of a more efficient Pan American Highway.

15 (5) Findings on the benefits to United States  
16 industry through the use of United States tech-  
17 nology and equipment in construction of improve-  
18 ments to the Pan American Highway.

19 (6) Findings on environmental considerations,  
20 including environmental considerations relating to  
21 the Darien Gap.

22 (c) REPORT.—Not later than 2 years after the date  
23 of the enactment of this Act, the Secretary shall transmit  
24 to Congress a report on the results of the study conducted  
25 under this section.

1 **SEC. 263. SECTION 3 PROGRAM AMENDMENTS.**

2 (a) LETTERS OF INTENT.—Section 3(a)(4)(E) of the  
3 Federal Transit Act (49 U.S.C. App. 1602(a)(4)(E)) is  
4 amended—

5 (1) in the first sentence by striking “letters of  
6 intent” and all that follows through “shall not ex-  
7 ceed the” and inserting “letters of intent, early sys-  
8 tems work agreements, and full funding grant agree-  
9 ments shall not exceed the”; and

10 (2) in the second sentence by striking “new let-  
11 ters issued” and all that follows through “shall not  
12 exceed any” and inserting “new letters issued and  
13 contingent commitments included in early systems  
14 work agreements and full funding agreements shall  
15 not exceed any”.

16 (b) ASSURED TIMETABLE FOR FINAL DESIGN  
17 STAGE.—Section 3(a)(6)(C) of the Federal Transit Act  
18 (49 U.S.C. App. 1602(a)(6)(C)) is amended by inserting  
19 before the period at the end the following: “or, if an envi-  
20 ronmental impact statement is not required for such  
21 project, the date of completion of an environmental assess-  
22 ment for such project or of a finding of no significant im-  
23 pact”.

24 (c) OREGON LIGHT RAIL PROGRAM.—Section  
25 3(a)(8)(C)(v) of such Act is amended—

1           (1) by striking “Westside” the first place it ap-  
2       pears;

3           (2) by striking “and” following “101–584;”;  
4       and

5           (3) by inserting before the period at the end the  
6       following “; and the locally preferred alternative for  
7       the South/North Corridor Project between  
8       Clackamas County, Oregon, Portland, Oregon, and  
9       Clark County, Washington”.

10       (d) RAIL MODERNIZATION.—Section 3(h) of such Act  
11   is amended in paragraph (6) by striking “paragraph” and  
12   inserting “subsection”.

13       (e) NONAPPLICABILITY.—Section 3(i)(5)(C) of such  
14   Act is amended by striking “the Federal-Aid Highway Act  
15   of 1991” and inserting the following: “title 23, United  
16   States Code,”.

17       (f) TRANSITIONAL PROVISION FOR PROGRAMS OF  
18   INTERRELATED PROJECTS.—Section 3011(b) of the  
19   Intermodal Surface Transportation Efficiency Act of 1991  
20   (49 U.S.C. App. 1602 note; 105 Stat. 2098) is amended  
21   by inserting after “interrelated projects” the following:  
22   “but excluding any project for which a timetable for  
23   project review or for Federal funding is provided for by  
24   a provision of law other than section 3(a)(6) of the Fed-



1 eral Transit Act and for which such timetable is different  
2 than the timetable established by such section”.

3 (g) CONFORMING AMENDMENTS.—Section 3007 of  
4 the Intermodal Surface Transportation Efficiency Act of  
5 1991 (105 Stat. 2091) is amended—

6 (1) in paragraph (5)(B) by striking the comma  
7 which precedes the closing quotation marks and the  
8 semicolon; and

9 (2) in paragraph (6) by striking the comma  
10 which precedes the closing quotation marks and the  
11 final period.

12 **SEC. 264. METROPOLITAN PLANNING.**

13 (a) TECHNICAL AMENDMENTS.—Section 8 of the  
14 Federal Transit Act (49 U.S.C. App. 1607) is amended—

15 (1) in subsection (f)(5) by inserting “of title 23,  
16 United States Code” after “133”;

17 (2) in subsection (f)(9) by striking “of this  
18 title” and inserting “of such title”;

19 (3) in subsection (f)(11) by inserting “pas-  
20 sengers and” before “freight”;

21 (4) in subsection (g)(5) by redesignating sub-  
22 paragraphs (i) and (ii) as subparagraphs (A) and  
23 (B), respectively;

1           (5) in subsection (i)(3) by striking “this title  
2           and the Federal Transit Act” and inserting “title  
3           23, United States Code, and this Act”;

4           (6) in subsection (i)(4) by striking “or pursuant  
5           to the Federal Transit” and inserting “, or pursuant  
6           to this”;

7           (7) in subsection (i)(5) by inserting “of title 23,  
8           United States Code,” after “section 134”;

9           (8) in subsection (i)(5) by inserting “of such  
10          title” after “104(b)(3)”;

11          (9) in subsection (i)(5) by inserting “of such  
12          title” after “133(d)(3)” each place it appears;

13          (10) in subsection (i)(5) by striking “the Fed-  
14          eral Transit” the first 2 places it appears and in-  
15          serting “this”;

16          (11) in subsection (i)(5) by striking “section  
17          8(o) of the Federal Transit Act” and inserting “sub-  
18          section (o) of this section”;

19          (12) in subsection (m)(1) by striking “or the  
20          Federal Transit” and inserting “, or this”;

21          (13) in each of subsections (p)(2) and (p)(4) by  
22          striking “section 8” the first place it appears and in-  
23          serting “this section”;

24          (14) in subsection (p)(2) by striking “section 8  
25          of this Act” and inserting “this section”;

1           (15) in subsection (p)(3) by striking “subpara-  
2       graph (B)” and inserting “paragraph (2)”; and

3           (16) in subsection (p)(5) by striking “para-  
4       graph” and inserting “section”.

5       (b) FACTORS TO BE CONSIDERED.—Section 8(f) of  
6 such Act is amended by adding at the end the following  
7 new paragraph:

8           “(16) Recreational travel and tourism.”.

9       (c) LONG RANGE PLAN.—Section 8(g)(2)(B) of such  
10 Act is amended by striking “long-range” and inserting  
11 “long range”.

12       (d) TRANSFER OF FUNDS.—Section 8(k) of such Act  
13 is amended by striking the last sentence.

14       (e) NONATTAINMENT AREA REQUIREMENTS.—Sec-  
15 tion 8(l) of such Act is amended by striking “transit” and  
16 inserting “highway”.

17 **SEC. 265. FORMULA GRANT PROGRAM.**

18       (a) TRANSIT SECURITY SYSTEMS.—Section 9(e)(3)  
19 of the Federal Transit Act (49 U.S.C. App. 1607a(e)(3))  
20 is amended by inserting before “and any other” in the  
21 last sentence the following: “employing law enforcement  
22 or security personnel in areas within or adjacent to such  
23 systems;”.

24       (b) GRANDFATHER OF CERTAIN URBANIZED  
25 AREAS.—Section 9(s)(2) of such Act is amended by strik-

1 ing “fiscal year 1993,” and inserting “each of fiscal years  
2 1993 and 1994,”.

3 (c) FERRYBOAT OPERATIONS.—For purposes of cal-  
4 culating apportionments under section 9 of the Federal  
5 Transit Act for fiscal years beginning after September 30,  
6 1994, 50 percent of the ferryboat revenue vehicle miles  
7 and 50 percent of the ferryboat route miles attributable  
8 to service provided to the city of Avalon, California, for  
9 which the operator receives public assistance shall be in-  
10 cluded in the calculation of “fixed guideway vehicle reve-  
11 nue miles” and “fixed guideway route miles” attributable  
12 to the Los Angeles urbanized area under sections 9(b)(2)  
13 and 15 of such Act.

14 **SEC. 266. MASS TRANSIT ACCOUNT BLOCK GRANTS.**

15 Section 9B(a) of the Federal Transit Act (49 U.S.C.  
16 App. 1607a–2(a)) is amended by striking “subsections (b)  
17 and (c) of”.

18 **SEC. 267. GRANTS FOR RESEARCH AND TRAINING.**

19 (a) NATIONAL CENTER.—Section 11(b)(10)(A) of  
20 the Federal Transit Act (49 U.S.C. 1607c(b)(10)(A)) is  
21 amended by striking “technology” and inserting “Tech-  
22 nology”.

23 (b) APPLICABILITY OF OBLIGATION CEILING TO  
24 FUNDING FOR UNIVERSITY TRANSPORTATION CEN-

1 TERS.—Section 11(b)(12) of such Act is amended by  
2 striking “102” and inserting “1002”.

3 (c) INTERNATIONAL INSTITUTE FOR SURFACE  
4 TRANSPORTATION POLICY STUDIES.—Section 11(c) of  
5 such Act is amended—

6 (1) in the heading to paragraph (1) by striking  
7 “INSTITUTE FOR NATIONAL” and inserting “INTER-  
8 NATIONAL INSTITUTE FOR”;

9 (2) in paragraph (1) by striking “an institute  
10 for national” and inserting “an international insti-  
11 tute for”;

12 (3) in paragraph (3) by striking “through the  
13 Institute for Transportation Research and Edu-  
14 cation and” and inserting a comma;

15 (4) in paragraph (3) by inserting a comma  
16 after “South Florida”; and

17 (5) in paragraph (6) by striking “through the  
18 Institute for Transportation Research and Edu-  
19 cation”.

20 **SEC. 268. GENERAL PROVISIONS.**

21 (a) CONTRACTING FOR ENGINEERING AND DESIGN  
22 SERVICES.—Section 12(b) of the Federal Transit Act (49  
23 U.S.C. App. 1608(b)) is amended by adding at the end  
24 the following new paragraph:

1           “(5) SPECIAL RULES FOR ENGINEERING AND  
2       DESIGN CONTRACTS.—

3           “(A) PERFORMANCE AND AUDITS.—Any  
4       contract or subcontract awarded in accordance  
5       with paragraph (4), whether funded in whole or  
6       in part with Federal transit funds, shall be per-  
7       formed and audited in compliance with cost  
8       principles contained in the Federal acquisition  
9       regulations of part 31 of title 48 of the Code  
10      of Federal Regulations.

11          “(B) INDIRECT COST RATES.—Instead of  
12      performing its own audits, a recipient of funds  
13      under a contract or subcontract awarded in ac-  
14      cordance with paragraph (4) shall accept indi-  
15      rect cost rates established in accordance with  
16      the Federal acquisition regulations for 1-year  
17      applicable accounting periods by a cognizant  
18      government agency or independent certified  
19      public accountant if such rates are not cur-  
20      rently under dispute. Once a firm’s indirect cost  
21      rates are accepted, the recipient of such funds  
22      shall apply such rates for the purposes of con-  
23      tract estimation, negotiation, administration,  
24      reporting, and contract payment and shall not  
25      be limited by administrative or de facto ceilings

1 in accordance with section 15.901(c) of such  
2 title 48. A recipient of such funds requesting or  
3 using the cost and rate data described in this  
4 subparagraph shall notify any affected firm be-  
5 fore such request or use. Such data shall be  
6 confidential and shall not be accessible or pro-  
7 vided, in whole or in part, to any other firm or  
8 to any government agency which is not part of  
9 the group of agencies sharing cost data under  
10 this subparagraph, except by written permission  
11 of the audited firm. If prohibited by law, such  
12 cost and rate data shall not be disclosed under  
13 any circumstances.

14 “(C) STATE OPTION.—Subparagraphs (A)  
15 and (B) shall take effect 2 years after the date  
16 of the enactment of this paragraph with respect  
17 to all States; except that if a State, during such  
18 2-year period, adopts by statute an alternative  
19 process intended to promote engineering and  
20 design quality and ensure maximum competi-  
21 tion by professional companies of all sizes pro-  
22 viding engineering and design services, such  
23 subparagraphs shall not apply with respect to  
24 such State.”.

1 (b) RAIL TRACKAGE RIGHTS AGREEMENTS.—Section  
2 12(c)(1) of such Act is amended by inserting “payments  
3 for the capital portions of rail trackage rights agree-  
4 ments,” after “rights-of-way,”.

5 (c) TECHNICAL AMENDMENT.—The first sentence of  
6 section 12(f)(1) of such Act is amended by striking “such  
7 State of local” and inserting “such State or local”.

8 (d) TURNKEY SYSTEM PROJECT.—Section 12(l) of  
9 such Act is amended—

10 (1) in paragraph (1)(C) by striking “is” and in-  
11 serting “may be”; and

12 (2) in paragraph (3) by striking “the date of  
13 the enactment of this Act” and inserting “the date  
14 of the enactment of the Intermodal Surface Trans-  
15 portation Efficiency Act of 1991”.

16 (e) SALE OF CAPITAL ASSETS.—Section 12 of such  
17 Act is further amended by adding at the end the following  
18 new subsection:

19 “(n) SALE OF CAPITAL ASSETS.—

20 “(1) IN GENERAL.—If a recipient of assistance  
21 under this Act determines that facilities and equip-  
22 ment and other assets (including land) acquired, in  
23 whole or in part, with such assistance are no longer  
24 needed for the purposes for which they were ac-  
25 quired, the Secretary shall authorize the sale of the



1 assets with no further obligation to the Federal Gov-  
2 ernment if the Secretary determines that—

3 “(A) there are no purposes eligible for as-  
4 sistance under this Act for which the asset  
5 should be used; and

6 “(B) the proceeds from the sale of the  
7 asset will be used by the recipient to procure  
8 items eligible for capital assistance under this  
9 Act.

10 “(2) RELATIONSHIP TO OTHER LAWS.—The  
11 provisions of this subsection shall be in addition to  
12 and not in lieu of any other provision of law govern-  
13 ing use and disposition of facilities and equipment  
14 under an assistance agreement.”.

15 **SEC. 269. PERIOD OF AVAILABILITY AND REAPPORTION-**  
16 **MENT OF SECTION 16 FUNDS.**

17 Section 16 of the Federal Transit Act (49 U.S.C.  
18 App. 1612) is amended—

19 (1) in subsection (b) by inserting “and” after  
20 the semicolon at the end of paragraph (1);

21 (2) in subsection (b) by striking “; and” at the  
22 end of paragraph (2) and inserting a period;

23 (3) in subsection (b) by striking paragraph (3)  
24 and inserting the following:

1 “Eligible capital expenses under this subsection may in-  
2 clude, at the option of the recipient, the acquisition of  
3 transportation services under a contract, lease, or other  
4 arrangement.”;

5 (4) in subsection (c)(4) by striking “the enact-  
6 ment of the Federal Transit Act” and inserting “the  
7 date of the enactment of the Intermodal Surface  
8 Transportation Efficiency Act of 1991”;

9 (5) by adding at the end of subsection (c) the  
10 following new paragraph:

11 “(5) PERIOD OF AVAILABILITY.—Sums appor-  
12 tioned under this subsection shall be available for  
13 obligation by the State for a period of 2 years fol-  
14 lowing the close of the fiscal year for which the sums  
15 are apportioned and any amounts remaining unobli-  
16 gated at the end of such period shall be  
17 reapportioned among the States for the succeeding  
18 fiscal year.”;

19 (6) in subsection (e) by striking “handicapped  
20 and elderly individuals” and inserting “elderly per-  
21 sons and persons with disabilities”; and

22 (7) in subsection (e) by striking “such individ-  
23 uals” and inserting “such persons”.

1 **SEC. 270. RURAL TRANSIT PROGRAM.**

2 The second sentence of section 18(a) of the Federal  
3 Transit Act (49 U.S.C. App. 1614(a)) is amended by  
4 striking the final period.

5 **SEC. 271. NONDISCRIMINATION.**

6 Section 19 of the Federal Transit Act (49 U.S.C.  
7 App. 1615) is amended—

8 (1) by striking “(1)” each place it appears;

9 (2) by redesignating paragraphs (2), (3), (4)  
10 and (5) as subsections (b), (c), (d), and (e), respec-  
11 tively;

12 (3) in subsection (c) as so redesignated—

13 (A) by striking “(A)” and inserting “(1)”;

14 (B) by striking “(B)” and inserting “(2)”;

15 (C) by striking “paragraph (a)” and in-  
16 serting “paragraph (1)”;

17 (D) by striking “(i)” and inserting “(A)”;

18 (E) by striking “(ii)” and inserting “(B)”;

19 (F) by striking “(iii)” and inserting “(C)”;

20 and

21 (G) by striking “(iv)” and inserting “(D)”;

22 and

23 (4) in subsection (d) as so redesignated by  
24 striking “(a)(3)(B)(ii)” and inserting “(c)(2)(B)”.

1 **SEC. 272. AUTHORIZATIONS.**

2 (a) FORMULA GRANT PROGRAM FROM TRUST  
3 FUND.—Section 21(a)(1) of the Federal Transit Act (49  
4 U.S.C. App. 1617(a)(1)) is amended—

5 (1) by striking “8 9B,” and inserting “6, 8,  
6 9B, 10,”; and

7 (2) by inserting “20,” after “18,”.

8 (b) FORMULA GRANT PROGRAM FROM GENERAL  
9 FUND.—Section 21(a)(2) of such Act is amended—

10 (1) by striking “8 9,” and inserting “6, 8, 9,  
11 10,”; and

12 (2) by inserting “20,” after “18,”.

13 (c) SETASIDE FOR PLANNING, PROGRAMMING, AND  
14 RESEARCH.—Section 21(c) of such Act is amended—

15 (1) by inserting “beginning after September 30,  
16 1992,” after “each fiscal year”;

17 (2) by striking “or appropriated” each place it  
18 appears;

19 (3) in paragraph (3) by striking “the State pro-  
20 gram under”; and

21 (4) in paragraph (4) by striking “the national  
22 program under”.

23 (d) OTHER SETASIDES.—Section 21(d) of such Act  
24 is amended by striking “or appropriated” each place it ap-  
25 pears.

1 (e) COMPLETION OF INTERSTATE TRANSFER TRAN-  
 2 SIT PROJECTS.—Section 21(e) of such Act is amended by  
 3 striking “\$160,000,000” and all that follows through the  
 4 period at the end and inserting “for fiscal years beginning  
 5 after September 30, 1991, not to exceed \$324,843,000.  
 6 Such sums shall remain available until expended.”.

7 **SEC. 273. PROJECT MANAGEMENT OVERSIGHT.**

8 Section 23 of the Federal Transit Act (49 U.S.C.  
 9 App. 1619) is amended—

10 (1) in subsection (a) by striking “or 18” and  
 11 inserting “and 18”; and

12 (2) in subsection (h) by striking “subsections  
 13 (a) (1) through (5)” and inserting “subsection (a)”.

14 **SEC. 274. PLANNING AND RESEARCH PROGRAM.**

15 (a) STATE PROGRAM.—Section 26(a) of the Federal  
 16 Transit Act (49 U.S.C. App. 1622(a)) is amended to read  
 17 as follows:

18 “(a) ALLOCATION OF PLANNING FUNDS.—

19 “(1) TRANSIT COOPERATIVE RESEARCH PRO-  
 20 GRAM.—Fifty percent of the funds made available  
 21 under sections 21(b)(3)(D) and 21(c)(3) shall be  
 22 available for the transit cooperative research pro-  
 23 gram to be administered as follows:

24 “(A) INDEPENDENT GOVERNING BOARD.—

25 The Secretary shall establish an independent

1 governing board for such program to rec-  
2 ommend such transit research, development,  
3 and technology transfer activities as the Sec-  
4 retary deems appropriate.

5 “(B) NATIONAL ACADEMY OF SCIENCES.—

6 The Secretary may make grants to, and enter  
7 into cooperative agreements with, the National  
8 Academy of Sciences to carry out such activities  
9 as the Secretary determines are appropriate.

10 “(2) STATE PLANNING AND RESEARCH.—The

11 remaining 50 percent of funds made available under  
12 sections 21(b)(3)(D) and 21(c)(3) shall be appor-  
13 tioned to the States for grants and contracts consist-  
14 ent with the purposes of sections 6, 8, 10, 11, and  
15 20 of this Act in the ratio which the population in  
16 urbanized areas in each State bears to the total pop-  
17 ulation in urbanized areas in all the States, as  
18 shown by the latest available decennial census, ex-  
19 cept that no State shall receive less than  $\frac{1}{2}$  of 1  
20 percent of the amount apportioned under this sub-  
21 section. In any case in which a statewide transit  
22 agency is responsible under State law for the financ-  
23 ing, construction, and operation, directly, by lease,  
24 contract, or otherwise, of statewide public transpor-  
25 tation services, such agency shall be the recipient for

1 receiving and dispensing funds under this para-  
2 graph.

3 “(3) ALLOCATION WITHIN A STATE.—A State  
4 may authorize a portion of its funds made available  
5 under paragraph (2) to be used to supplement funds  
6 available under paragraph (1), as the State deems  
7 appropriate.”.

8 (b) NATIONAL PROGRAM.—Section 26(b) of such Act  
9 is amended—

10 (1) in paragraph (1) by striking “section  
11 21(c)(4)” and inserting “sections 21(b)(3)(E) and  
12 21(c)(4)”; and

13 (2) in paragraph (2) by inserting “annually”  
14 after “\$2,000,000”.

15 (c) PILOT PROJECT.—Section 26(c)(4) of such Act  
16 is amended by striking “the date of the enactment of this  
17 Act” each place it appears and inserting “the date of the  
18 enactment of the Intermodal Surface Transportation Effi-  
19 ciency Act of 1991”.

20 **SEC. 275. NEEDS SURVEY AND TRANSFERABILITY STUDY.**

21 Section 27(b) of the Federal Transit Act (49 U.S.C.  
22 App. 1623(b)) is amended—

23 (1) in paragraph (1) by striking “(3)”; and

24 (2) in paragraph (2) by striking “such sec-  
25 tions” and inserting “section 9(j) of this Act”; and

1 (3) in paragraph (2) by striking “With” and in-  
2 serting “with”.

3 **SEC. 276. STATE RESPONSIBILITY FOR RAIL FIXED GUIDE-**  
4 **WAY SYSTEM.**

5 Section 28 of the Federal Transit Act (49 U.S.C.  
6 App. 1624(b)) is amended—

7 (1) in the section heading by inserting “**RAIL**”  
8 before “**FIXED GUIDEWAY**”; and

9 (2) in subsection (b)(1) by inserting “rail” be-  
10 fore “fixed guideway”.

11 **SEC. 277. NATIONAL TRANSIT INSTITUTE.**

12 Section 29 of the Federal Transit Act (49 U.S.C.  
13 App. 1625) is amended in the heading to subsection (b)  
14 by striking “FUNDING” and inserting “TRAINING OF  
15 STATE AND LOCAL GOVERNMENT TRANSPORTATION PER-  
16 SONNEL”.

17 **SEC. 278. INCREASED FEDERAL SHARE.**

18 The Federal Transit Act (49 U.S.C. App. 1601–  
19 1625) is amended by adding at the end the following new  
20 section:

21 **“SEC. 30. INCREASED FEDERAL SHARE.**

22 “(a) STATES WITH LARGE AREAS OF INDIAN AND  
23 CERTAIN PUBLIC DOMAIN LANDS.—In the case of any  
24 State containing nontaxable Indian lands, individual and  
25 tribal, and public domain lands (both reserved and unre-



1 served) exclusive of national forests and national parks  
2 and monuments, exceeding 5 percent of the total area of  
3 all lands in the State, the Federal share which, but for  
4 this subsection, would be applicable for any construction  
5 project under this Act shall be increased by a percentage  
6 of the remaining cost equal to the percentage that the area  
7 of all such lands in the State is of its total area.

8 “(b) STATES WITH LARGE AREAS OF INDIAN AND  
9 PUBLIC DOMAIN LANDS AND NATIONAL FORESTS,  
10 PARKS, AND MONUMENTS.—In the case of any State con-  
11 taining nontaxable Indian lands, individual and tribal,  
12 public domain lands (both reserved and unreserved), na-  
13 tional forests, and national parks and monuments, the  
14 Federal share which, but for this subsection, would be ap-  
15 plicable for any construction project under this Act shall  
16 be increased by a percentage of the remaining cost equal  
17 to the percentage that the area of all such lands in such  
18 State is of its total area.

19 “(c) MAXIMUM SHARE.—Notwithstanding sub-  
20 sections (a) and (b) of this section, the Federal share for  
21 any construction project under this Act shall not exceed  
22 95 percent of the total cost of such project.

23 “(d) GRANT RECIPIENT AGREEMENT.—In any case  
24 where a grant recipient elects to have the Federal share  
25 provided in subsection (b) of this section, the grant recipi-

1 ent must enter into an agreement with the Secretary cov-  
2 ering a period of not less than 1 year, requiring grant re-  
3 cipient to use solely for purposes eligible for assistance  
4 (other than operating assistance) under this Act (other  
5 than paying its share of projects approved under this Act)  
6 during the period covered by such agreement the dif-  
7 ference between the grant recipient's share as provided in  
8 subsection (b) and what its share would be if it elected  
9 to pay the share provided in subsection (a) for all projects  
10 subject to such agreement.”.

11 **SEC. 279. PERFORMANCE REPORTS ON MASS TRANSIT SYS-**  
12 **TEMS.**

13 Section 308(e)(1) of title 49, United States Code, is  
14 amended by striking “January of each even-numbered  
15 year” and inserting “January 1994, January 1995, and  
16 January of each odd-numbered year thereafter”.

17 **SEC. 280. CROSS REFERENCE TO FEDERAL TRANSIT ACT.**

18 Section 176 of the Clean Air Act (42 U.S.C. 7506)  
19 is amended in each of subsections (c)(2) and (d) by strik-  
20 ing “Urban Mass Transportation” each place it appears  
21 and inserting “Federal Transit”.

1 **SEC. 281. PARTICIPATION IN INTERNATIONAL REGISTRA-**  
2 **TION PLAN AND INTERNATIONAL FUEL TAX**  
3 **AGREEMENT.**

4 Section 4008(j) of the Intermodal Surface Transpor-  
5 tation Efficiency Act of 1991 (105 Stat. 2155) is amended  
6 by striking “102” in the second sentence and inserting  
7 “1002”.

8 **SEC. 282. INTELLIGENT VEHICLE-HIGHWAY SYSTEMS.**

9 (a) OPERATIONAL TESTING PROJECTS.—Section  
10 6055(d) of the Intermodal Surface Transportation Effi-  
11 ciency Act of 1991 (105 Stat. 2192–2193) is amended by  
12 inserting “and enter into cooperative agreements and con-  
13 tracts with” after “The Secretary may make grants to”.

14 (b) FUNDING.—Section 6058 of such Act (105 Stat.  
15 2194–2195) is amended—

16 (1) in the second sentence of subsection (d) by  
17 striking “projects undertaken pursuant to subsection  
18 (c) of this section” and inserting “activities under-  
19 taken with funds made available under subsection  
20 (b) and activities undertaken with funds subject to  
21 subsection (c)”;

22 (2) in subsection (e) by striking “102” and in-  
23 serting “1002”; and

24 (3) by adding at the end the following new sub-  
25 section:

1       “(f) NONAPPLICABILITY OF OTHER REQUIREMENTS  
2 OF LAW.—A person (including a public agency) that does  
3 not receive assistance under title 23, United States Code,  
4 the Federal Transit Act, or any provision of this Act  
5 (other than the Intelligent Vehicle-Highway Systems Act  
6 of 1991) shall not be subject to any Federal design stand-  
7 ard, law, or regulation applicable to persons receiving such  
8 assistance solely by reason of such person receiving assist-  
9 ance under this section.”.

10 **SEC. 283. TITLE 49, UNITED STATES CODE, AMENDMENTS.**

11       The analysis for chapter 1 of title 49, United States  
12 Code, is amended—

13               (1) by striking “Sec. 110. Saint Lawrence Sea-  
14 way Development Corporation.”; and

15               (2) by striking “Sec. 111.” and inserting  
16       “111.”.

17 **SEC. 284. SURFACE TRANSPORTATION ASSISTANCE ACT OF**  
18 **1982 AMENDMENTS.**

19       (a) MOTOR CARRIER SAFETY GRANT PROGRAM.—  
20 Section 402 of the Surface Transportation Assistance Act  
21 of 1982 (49 U.S.C. App. 2302) is amended—

22               (1) by moving each of subparagraphs (H)  
23 through (N) (including any clauses therein) 2 ems to  
24 the left;

1           (2) in subsection (b)(1)(N) by striking “give”  
2           and inserting “gives”; and

3           (3) in subsection (d) by striking “3” and insert-  
4           ing “5”.

5           (b) CARGO CARRYING UNIT LIMITATION.—Section  
6 411(j)(5)(D) of such Act (49 U.S.C. App. 2311(j)(5)(D))  
7 is amended by striking “prohibited under” and inserting  
8 “subject to”.

9   **SEC. 285. COMMERCIAL MOTOR VEHICLE SAFETY ACT OF**  
10                           **1986 AMENDMENTS.**

11          (a) SECTION 12011.—Section 12011 of the Commer-  
12 cial Motor Vehicle Safety Act of 1986 (49 U.S.C. App.  
13 2710) is amended—

14               (1) in each of subsections (a) and (b) by strik-  
15               ing “104(b)(5), and 104(b)(6)” and inserting  
16               “104(b)(3), and 104(b)(5)”; and

17               (2) in subsection (c)(1)(A)(ii) by striking  
18               “104(b)(6)” and inserting “104(b)(3)”.

19          (b) SECTION NUMBER REDESIGNATION.—Such Act  
20 is further amended by redesignating the second section  
21 12020, relating to violation of out-of-service orders, as  
22 12021.

1 **SEC. 286. CLEVELAND HARBOR, OHIO.**

2 Section 1079 of the Intermodal Surface Transpor-  
3 tation Efficiency Act of 1991 (105 Stat. 2018–2019) is  
4 amended—

5 (1) by striking the semicolon at the end of sub-  
6 section (b) and inserting a period; and

7 (2) in subsection (d)—

8 (A) by striking “279.31 feet” and insert-  
9 ing “269.31 feet”;

10 (B) by striking “127.28 feet” and insert-  
11 ing “137.28 feet”;

12 (C) by striking the comma following “Grid  
13 System”;

14 (D) by striking “33° – 53’ – 08” east” the  
15 first place it appears and inserting  
16 “33° – 53’ – 08” west”;

17 (E) by striking “north-westerly” and in-  
18 serting “northwesterly”; and

19 (F) by striking “174,764 square feet  
20 (4.012 acres)” and inserting “175,143 (4.020  
21 acres)”.

22 **SEC. 287. OTHER INTERMODAL SURFACE TRANSPOR-**  
23 **TATION EFFICIENCY ACT TECHNICAL**  
24 **AMENDMENTS.**

25 (a) SOUTHERN FLORIDA COMMUTER RAIL.—Section  
26 3014 of Intermodal Surface Transportation Efficiency Act

1 of 1991 (105 Stat. 2108) is amended by striking “(49  
2 U.S.C. 1607a)”.

3 (b) ROAD TESTING OF LCV’S.—Section 4007(d)(1)  
4 of such Act (49 U.S.C. App. 2302 note) is amended by  
5 striking “on board” and inserting “onboard”.

6 (c) NATIONAL COMMISSION ON INTERMODAL TRANS-  
7 PORTATION.—Section 5005 of such Act (49 U.S.C. 301  
8 note; 105 Stat. 2160–2162) is amended—

9 (1) in subsection (d)(1) by striking “11 mem-  
10 bers” and inserting “15 members”;

11 (2) in subsection (d)(1)(A) by striking “3 mem-  
12 bers” and inserting “7 members”; and

13 (3) in subsection (i) by striking “1993” and in-  
14 serting “1994”.

15 (d) SECTION 6017.—Section 6017 of such Act (105  
16 Stat. 2183) is amended by striking “502(a)” and inserting  
17 “5002(a)”.

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